

How did it go? Were you able to verbally correct that discrepancy we talked about the other day?
Thanks. Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Tova Wang"
<wang@tcf.org>

05/16/2006 05:08 PM

To psims@eac.gov

cc

Subject RE: board of advisers presentation

This looks fine otherwise, but I'm not sure I understand why you included the attachments you did. They are not really representative of what we did for the project as a whole. The summaries are just meant to supplement the nexis excel charts.

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 2:51 PM

To: wang@tcf.org

Subject: Re: board of advisers presentation

I haven't sent it yet. If you need to leave early, you can look at what I have so far, which does not have the intro or the text regarding the final report. --- Peggy

"Tova Wang" <wang@tcf.org>

05/16/2006 03:47 PM

To psims@eac.gov

cc

Subject board of advisers presentation

004762

Hi Peg, Have you tried to send me the presentation? I haven't gotten it, but I think we may be having email problems. Let me know. I'd need to look at it today since I'll be tied up tomorrow.
Tova

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
>

To psims@eac.gov
cc

05/16/2006 12:06 PM

Subject RE: Your Materials

Thank you, Peg. This stuff is very interesting.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 11:27 AM
To: Donsanto, Craig
Subject: Re: Your Materials

I have forwarded your message to our consultants and have requested a corrected version for distribution at the WG meeting. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM

To psims@eac.gov
cc
Subject Your Materials

004763

Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Job Serebrov"

05/16/2006 11:13 AM

To "Tova Wang" <wang@tcf.org>, psims@eac.gov

cc

Subject Corrections

I don't think anyone should be given the opportunity to correct mistakes.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Tova Wang"

<wang@tcf.org>

05/16/2006 11:34 AM

To psims@eac.gov, [REDACTED]

cc

Subject RE: Corrections

Should we send all of the interview summaries to the people we interviewed for review then?

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 10:30 AM

To: [REDACTED]

004764

Cc: wang@tcf.org
Subject: Re: Corrections

It wasn't his mistake. I was there at the interview. I just did not have time to review all of the interview summaries. --- Peggy

"Job Serebrov" [REDACTED]

05/16/2006 11:13 AM

To "Tova Wang" <wang@tcf.org>, psims@eac.gov
cc
Subject Corrections

I don't think anyone should be given the opportunity to correct mistakes.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV

05/16/2006 11:30 AM

To "Job Serebrov" [REDACTED]
cc wang@tcf.org
Subject Re: Corrections [REDACTED]

It wasn't his mistake. I was there at the interview. I just did not have time to review all of the interview summaries. --- Peggy

"Job Serebrov" [REDACTED]



"Job Serebrov"

05/16/2006 11:13 AM

To "Tova Wang" <wang@tcf.org>, psims@eac.gov
cc
Subject Corrections

I don't think anyone should be given the opportunity to correct mistakes.

004765

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Job Serebrov"

05/16/2006 11:06 AM

To psims@eac.gov

cc

Subject Re: Question

OK. Weather is not going to be great in DC Thursday. I hope that does not delay me.

--- psims@eac.gov wrote:

> We don't need a castle key, but we have to wait
> until the Chairman returns
> to the office tomorrow to confirm availability of
> the parking pass. I
> expect you will be on the road, then. Try calling
> me our toll-free line
> (1-866-747-1471) tomorrow afternoon, say after 2 PM
> EST, so that we can
> talk about this. --- Peg

>

>

>

>

> "Job Serebrov" [REDACTED]
> 05/15/2006 09:56 AM

>

> To
> psims@eac.gov
> cc

>

> Subject
> Re: Question

>

>

>

>

>

>

> Did you find out whether I can use the Chairman's
> parking spot?

>

> --- psims@eac.gov wrote:

>

> > You will need to submit hotel and parking
> receipts.

> > You don't need to submit meal receipts. You don't
> > need to submit gas receipts because use of a
> > personally owned vehicle (POV) is reimbursed based
> > on mileage. I think I emailed the mileage rate to
> > you. If you need it again, I'll look it up when I
> am

> > at the office (this afternoon).

004766

> > Peg
> >
> > -----
> > Sent from my BlackBerry Wireless Handheld
> >
> >
> >
> > ----- Original Message -----
> > From: "Job Serebrov" [REDACTED]
> > Sent: 05/12/2006 09:05 PM
> > To: psims@eac.gov
> > Subject: Question
> >
> > Peg:
> >
> > Since I am driving to DC, besides hotel receipts,
> > do
> > you want me to keep my gas receipts or how will my
> > car
> > use be compensated? Also, I assume I don't have
> > to
> > retain food receipts.
> >
> > Job
> >
> >
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>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Tova Wang"
<wang@tcf.org>
05/15/2006 09:07 AM

To psims@eac.gov
cc dromig@eac.gov
Subject I'm sorry

I don't think I sent this to you either. Can we hand it out at the meeting as an addendum? Its another summary that would have gone in the news article section. I'm usually so organized, I'm very embarrassed. Too many things! Thanks

Tova Andrea Wang
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004767



votebuyingsummary.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Tova Wang"
<wang@tcf.org>

05/16/2006 05:04 PM

To psims@eac.gov

cc

Subject RE: board of advisers presentation

What is the information you need when you say:
The consultants jointly selected experts from ???

We chose the interviewees by first coming up with a list of the categories of types of people we wanted to interview. Then we each filled those categories with a certain number of people, equally. The ultimate categories were academics, advocates, elections officials, lawyers and judges.

Is that what you need?

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 2:51 PM

To: wang@tcf.org

Subject: Re: board of advisers presentation

I haven't sent it yet. If you need to leave early, you can look at what I have so far, which does not have the intro or the text regarding the final report. --- Peggy

"Tova Wang" <wang@tcf.org>

05/16/2006 03:47 PM

To psims@eac.gov

cc

Subject board of advisers presentation

Hi Peg, Have you tried to send me the presentation? I haven't gotten it, but I think we may be

004768

having email problems. Let me know. I'd need to look at it today since I'll be tied up tomorrow.
Tova

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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Job Serebrov"

05/15/2006 09:28 AM

To psims@eac.gov

cc

Subject Re: Fw: New Working Group Member

Excellent!

--- psims@eac.gov wrote:

> Just thught you would like to see the Chairman's
> reaction to the Ginsberg choice, attached.
> Peggy
>
> -----
> Sent from my BlackBerry Wireless Handheld
>
>
>
> ----- Original Message -----
> From: Paul DeGregorio
> Sent: 05/14/2006 12:01 PM
> To: CN=Margaret Sims/OU=EAC/O=GOV@EAC
> Cc: CN=Amie J. Sherrill/OU=EAC/O=GOV
> Subject: Re: New Working Group Member
>
> Ben Ginsberg is one of the most respected election
> law attorneys in the country. Great choice.
>
> -----
> Sent from my BlackBerry Wireless Handheld
>
>
>
> ----- Original Message -----
> From: Margaret Sims
> Sent: 05/12/2006 04:04 PM
> To: pdegregorio@eac.gov
> Cc: CN=Amie J. Sherrill/OU=EAC/O=GOV@EAC
> Subject: New Working Group Member

004769

>
> FYI - The person I mentioned as a replacement for
> David Norcross, who was
> unavailable, could not attend or Voting Fraud-Voter
> Intimidation Working
> Group meeting. Our consultant, Job Serebrov,
> suggested Benjamin Ginsberg,
> who is willing. I'm sorry I could not check with
> you on this beforehand
> --- things happened so fast! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



Laiza N. Otero/EAC/GOV

05/15/2006 06:24 PM

To Elieen L. Collver/EAC/GOV@EAC

cc Margaret Sims/EAC/GOV@EAC, Devon E.
Romig/EAC/GOV@EAC

Subject Re: working group

Hello to all,

I would love to help, but I will not be in the office from today (Monday, May 15th) thru Wednesday, May 17th ----- I'll be back on Thursday morning. When is your meeting taking place? I had e-mailed Adam a draft of the table tents I did for the APIA working group; perhaps he still has it archived in his Lotus notes and could forward it to you. All you would have to do then is erase the APIA names and insert the ones for the new working group. In case he does not have the document I sent him and you need them prior to me returning to the office ---- in Microsoft Word, open a new document, go under Tools, then labels and envelopes, choose Labels and then Options -- then choose the correct Avery product number for your tent cards and click New document -- this will bring a blank template where you can begin to insert the names. I hope this helps. I can be reached by phone at (610) 780-8551 in case you need my help. Also, the tent card box usually brings an instruction sheet, it's not the most clear though.

Laiza N. Otero

Research Associate

U.S. Election Assistance Commission

1225 New York Avenue, Suite 1100

Washington, DC 20005

Tel. (202) 566-1707

Fax (202) 566-3128

-----Elieen L. Collver/EAC/GOV wrote: -----

To: Margaret Sims/EAC/GOV@EAC

From: Elieen L. Collver/EAC/GOV

Date: 05/15/2006 12:19PM

cc: Laiza N. Otero/EAC/GOV@EAC, dromig@eac.gov@EAC

Subject: working group

Peggy,

In preparation for the logistics of this week's working group, I need to know how many people to expect for the meeting. Also, if you still need me to make name tags, I will need a list of attendees and the avery label size.

004770

Also, I will need help from Laiza on the table tents, or we can see if she has the time to help with that.

Thanks!

Elle

Elle L.K Collver
U.S. Election Assistance Commission
1225 New York Avenue, Suite 1100
Washington, D.C. 20005
office: (202) 566-2256
blackberry: (202) 294-9251
www.eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV

05/22/2006 04:55 PM

To Tova Andrea Wang, Job Serebrov

cc

Subject PowerPoint Presentation to EAC Boards

FYI - Attached is a copy of the PowerPoint presentation on the voting fraud-voter intimidation research project for tomorrow's meetings of the EAC Standards Board (110 state and local election officials) and the EAC Advisory Board (37 representatives from national associations and government agencies who play a role in HAVA implementation and from science and technology-related professions appointed by Congressional members). I used your summaries as the primary source of information for the presentation. --- Peggy



VF-VI Project Presentation.ppt

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Tamar Nedzar/EAC/GOV

05/18/2006 04:36 PM

To cdonsanto@usdoj.gov, [REDACTED]
assistant@sos.in.gov, krogers@sos.state.ga.us,
jrperez50@sbcglobal.net, mhearne@lathropgage.com,
bginsberg@pattonboggs.com, Rbauer@perkinscoie.com,
barnwine@lawyerscommittee.org, [REDACTED]
wang@tcf.org

cc Margaret Sims/EAC/GOV@EAC, Edgardo
Cortes/EAC/GOV@EAC, Juliet E.
Thompson-Hodgkins/EAC/GOV@EAC

Subject Senate and House Conference Reports

All,

As discussed in the meeting today, please find attached the House and Senate Conference Reports associated with the passage of HAVA. In each document, the word "fraud" is capitalized, bolded, and highlighted.

004771

Kind Regards,

Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>
TNedzar@eac.gov



House Conference Report.doc



Senate Conference Report.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Tova Wang"
<wang@tcf.org>

05/23/2006 09:23 AM

To psims@eac.gov

cc

Subject RE: PowerPoint Presentation to EAC Boards

OK, thanks

-----Original Message-----

From: psims@eac.gov [<mailto:psims@eac.gov>]

Sent: Tuesday, May 23, 2006 7:46 AM

To: wang@tcf.org

Subject: RE: PowerPoint Presentation to EAC Boards

I know --- I'll have to cover that in my oral presentation, along with some other points. The audience will have a copy of the paper I put together using Job's and your summaries and findings. The paper provides a lot more detail. We did not plan to provide a copy of the PowerPoint presentation, which is just meant to keep me on track and them interested in the presentation. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Tova Wang"
<wang@tcf.org>

05/22/2006 03:43 PM

To psims@eac.gov

cc

Subject RE: voucher

Is there something separate I should fill out for the travel, or should I just submit a letter? Thanks.

-----Original Message-----

From: psims@eac.gov [<mailto:psims@eac.gov>]

004772

Sent: Monday, May 22, 2006 2:30 PM
To: wang@tcf.org
Subject: Re: voucher

Tova:

Here is your voucher with the pay period dates and signature date updated, and a check mark added for the travel costs. I've been thinking that it might be better to make a separate submission for the travel costs. That way, if there are any delays in receiving your receipts, or there are any corrections or clarifications needed on the travel costs, we won't have to hold up the voucher for payment of personal services. If you agree, you should delete the check mark, dollar amount and travel dates from this voucher. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV

05/22/2006 03:58 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL

cc

Subject RE: voucher 

A letter detailing the costs, noting the total reimbursement expected, and attaching your travel receipts is fine. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Tova Wang"
<wang@tcf.org>

05/19/2006 04:34 PM

To psims@eac.gov

cc

Subject Re: Monday Teleconference

Thats fine for me. Thanks so much for doing such a great job running the show yesterday. Did you think it went well?

Also, is there any reason why we cannot talk about our findings with people now? Please let me know. Thanks. Have a great weekend. Tova

-----Original Message-----

From: psims@eac.gov

To: wang@tcf.org, 

Date: Fri, 19 May 2006 15:30:59 -0400

Subject: Monday Teleconference

This is just to confirm our Monday, May 22, teleconference at 4:30 PM EST/3:30 PM CST. Attached is a list of follow-up activities discussed at the working group meeting and recorded on the flip chart. We will need to flesh these out a bit, perhaps once we have access to the transcript. --- Peggy

Recommendations for Future Research

004773

- Bipartisan observers/poll watchers
 - To collect data
 - To deter fraud/intimidation
- Surveys
 - State laws
 - State election offices
 - Specific states
 - Local election officials
 - Voters (this suggestion was rejected by the panel)
 - State implementation of administrative complaint procedures (applies only to HAVA Title III violations) to ID examples of procedures for other than HAVA Title III complaints
- Follow up on initial reports of fraud/intimidation from the Nexis search of news articles and literature review
- Research absentee balloting process issues
 - Methodology of "for cause" absentee voting
- Risk-analysis for voting fraud
 - Who?
 - What part of process?
 - Ease of committing the fraud
 - Which elections?
- Analyze
 - Phone logs from toll-free lines for election concerns
 - Federal observer reports
 - Local newspapers
- Academic statistical research
- Search and match procedures for voter registration list maintenance (subject to confirmation) to identify potential avenues for vote fraud
- Research State district court actions
- Broaden scope of interviews to local officials and district attorneys
- Explore the concept of election courts
- Model statutes

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Weinberg and Utrecht"

05/15/2006 01:53 PM

To psims@eac.gov

cc

004774



Subject Re: Voting Fraud-Voter Intimidation

Peggy:

The package came today. Thanks. See you Thursday.

Barry

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----

Margaret Sims/EAC/GOV

05/15/2006 01:56 PM

To "Weinberg and Utrecht"

cc

Subject Re: Voting Fraud-Voter Intimidation

Barry:

Would you please take a moment to review the draft definition of election fraud? One of our consultants is concerned that it does not sufficiently cover violations of the Voting Rights Act that would qualify. Thanks!

--- Peggy

"Weinberg and Utrecht"



"Weinberg and Utrecht"

05/15/2006 01:53 PM

To psims@eac.gov

cc

Subject Re: Voting Fraud-Voter Intimidation

Peggy:

The package came today. Thanks. See you Thursday.

Barry

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Margaret Sims/EAC/GOV

05/16/2006 11:27 AM

To "Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL

cc

Subject Re: Your Materials

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004775

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
>

05/16/2006 10:46 AM

To psims@eac.gov
cc
Subject Your Materials

Peg - -

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I have only one correction:

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Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get0-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Tova Wang"
<wang@tcf.org>

05/16/2006 03:53 PM

To psims@eac.gov
cc
Subject RE: board of advisers presentation

I'll be here for a while, I just wanted to make sure. If you send it to me anytime before 5 I can look at it in time. If not, I'll try my best to look at it en route tomorrow.

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 2:51 PM

To: wang@tcf.org

Subject: Re: board of advisers presentation

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004776

"Tova Wang" <wang@tcf.org>

05/16/2006 03:47 PM

To psims@eac.gov
cc
Subject board of advisers presentation

Hi Peg, Have you tried to send me the presentation? I haven't gotten it, but I think we may be having email problems. Let me know. I'd need to look at it today since I'll be tied up tomorrow.
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Tova Andrea Wang
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----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Job Serebrov"

05/16/2006 12:09 PM

To "Tova Wang" <wang@tcf.org>, psims@eac.gov
cc [REDACTED]
Subject RE: Corrections

I agree!

--- Tova Wang <wang@tcf.org> wrote:

> I still think its sufficient for him to raise the
> points verbally. All of
> the interview summaries reflect what Job and I both
> understood the
> interviewees to say. This really opens to the door
> to people making, as Job
> says, "corrections"

> -----Original Message-----

> From: psims@eac.gov [mailto:psims@eac.gov]

004777

> Sent: Tuesday, May 16, 2006 10:47 AM
> To: wang@tcf.org
> Cc: serebrov@sbcglobal.net
> Subject: RE: Corrections
>
>
>
> Might not be a bad idea before the final report is
> prepared, but I would not
> worry about it for Thursday's meeting. I'm only
> concerned with the Donsanto
> interview summary because he will be attending the
> meeting. --- Peggy
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Job Serebrov"

05/15/2006 09:55 AM

To psims@eac.gov
cc

Subject Re: Question

Ok

--- psims@eac.gov wrote:

> You will need to submit hotel and parking receipts.
> You don't need to submit meal receipts. You don't
> need to submit gas receipts because use of a
> personally owned vehicle (POV) is reimbursed based
> on mileage. I think I emailed the mileage rate to
> you. If you need it again, I'll look it up when I am
> at the office (this afternoon).
> Peg

>

> -----

> Sent from my BlackBerry Wireless Handheld

>

>

>

> ----- Original Message -----

> From: "Job Serebrov"

> Sent: 05/12/2006 09:05 PM

> To: psims@eac.gov

> Subject: Question

>

> Peg:

>

> Since I am driving to DC, besides hotel receipts, do
> you want me to keep my gas receipts or how will my
> car
> use be compensated? Also, I assume I don't have to
> retain food receipts.

004778

>
> Job
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:20 PM -----



"Tova Wang"
<wang@tcf.org>

05/15/2006 09:56 AM

To dromig@eac.gov

cc psims@eac.gov

Subject RE: I'm sorry

Great -- thanks so much and apologies for the false alarm.

-----Original Message-----

From: dromig@eac.gov [mailto:dromig@eac.gov]

Sent: Monday, May 15, 2006 8:51 AM

To: wang@tcf.org

Cc: psims@eac.gov

Subject: RE: I'm sorry

This article is on the CD, it is located in the "Nexis Article Charts" folder.

Devon Romig
United States Election Assistance Commission
1225 New York Ave. NW, Suite 1100
Washington, DC 20005
202.566.2377 phone
202.566.3128 fax
www.eac.gov

"Tova Wang" <wang@tcf.org>

05/15/2006 09:26 AM

To psims@eac.gov

cc dromig@eac.gov

Subject RE: I'm sorry

Thats good. I'm probably just getting crazy, trying to make sure everything is perfect. Devon, maybe you can check? Otherwise I'll check it when it comes. Thanks. And be well Peg.

004779

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Monday, May 15, 2006 8:23 AM

To: Tova Andrea Wang

Subject: Re: I'm sorry

Tova:

I think you did send this --- or is this a revised version of one you sent earlier? It should be on the CD in the packet you should receive today.. (Can't check that right now as I am at the clinic.) If I put anything on the CD that you want to highlight at the meeting, let me know and we'll make copies for those attending.

Peggy

Sent from my BlackBerry Wireless Handheld

----- Original Message -----

From: "Tova Wang" [wang@tcf.org]

Sent: 05/15/2006 09:07 AM

To: Margaret Sims

Cc: Devon Romig

Subject: I'm sorry

I don't think I sent this to you either. Can we hand it out at the meeting as an addendum? Its another summary that would have gone in the news article section. I'm usually so organized, I'm very embarrassed. Too many things! Thanks

Tova Andrea Wang

Democracy Fellow

The Century Foundation

41 East 70th Street - New York, NY 10021

phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----



"Donsanto, Craig"

<Craig.Donsanto@usdoj.gov

>

To psims@eac.gov

cc

05/15/2006 04:53 PM

Subject Re: Voting Fraud-Voter Intimidation Working Group

Peggy --

I am currently on train in trasit back from a day in Newark. I tried to recover your attachment on Blackberry but got a message telling me the "file

004730

is empty."

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----

From: psims@eac.gov <psims@eac.gov>
To: barnwine@lawyerscommittee.org <barnwine@lawyerscommittee.org>;
Rbauer@perkinscoie.com <Rbauer@perkinscoie.com>; bginsberg@pattonboggs.com
<bginsberg@pattonboggs.com>; mhearne@lathropgage.com
<mhearne@lathropgage.com>; [REDACTED] <[REDACTED]>
krogers@sos.state.ga.us <krogers@sos.state.ga.us>; assistant@sos.in.gov
<assistant@sos.in.gov>; [REDACTED]
CC: jgreenbaum@lawyerscommittee.org <jgreenbaum@lawyerscommittee.org>;
vjohnson@lawyerscommittee.org <vjohnson@lawyerscommittee.org>;
dlovecchio@perkinscoie.com <dlovecchio@perkinscoie.com>;
bschuler@lathropgage.com <bschuler@lathropgage.com>; Donsanto, Craig
<Craig.Donsanto@crm.usdoj.gov>
Sent: Mon May 15 16:37:48 2006
Subject: Voting Fraud-Voter Intimidation Working Group

Dear Working Group Members and Participants:

You should receive a packet of information today, either by Federal Express or hand delivery, concerning Thursday's meeting of the project Working Group for EAC's Voting Fraud-Voter Intimidation research project. Attached is an analysis of the consultants' research into relevant literature and reports. This summary was not available when we prepared the information packets last Friday, but may be of interest to you. Our consultants and I look forward to having a productive discussion with you.

Regards,

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

Margaret Sims/EAC/GOV

05/16/2006 08:43 AM

To "Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL

cc

Subject Re: Voting Fraud-Voter Intimidation Working Group

Here is the content of the email attachment:

. 004781

Existing Research Analysis

There are many reports and books that describe anecdotes and draw broad conclusions from a large array of incidents. There is little research that is truly systematic or scientific. The most systematic look at fraud is the report written by Lori Minnite. The most systematic look at voter intimidation is the report by Laughlin McDonald. Books written about this subject seem to all have a political bias and a pre-existing agenda that makes them somewhat less valuable.

Researchers agree that measuring something like the incidence of fraud and intimidation in a scientifically legitimate way is extremely difficult from a methodological perspective and would require resources beyond the means of most social and political scientists. As a result, there is much more written on this topic by advocacy groups than social scientists. It is hoped that this gap will be filled in the "second phase" of this EAC project.

Moreover, reports and books make allegations but, perhaps by their nature, have little follow up. As a result, it is difficult to know when something has remained in the stage of being an allegation and gone no further, or progressed to the point of being investigated or prosecuted or in any other way proven to be valid by an independent, neutral entity. This is true, for example, with respect to allegations of voter intimidation by civil rights organizations, and, with respect to fraud, John Fund's frequently cited book. Again, this is something that it is hoped will be addressed in the "second phase" of this EAC project by doing follow up research on allegations made in reports, books and newspaper articles.

Other items of note:

- There is as much evidence, and as much concern, about structural forms of disenfranchisement as about intentional abuse of the system. These include felon disenfranchisement, poor maintenance of databases and identification requirements.
- There is tremendous disagreement about the extent to which polling place fraud, e.g. double voting, intentional felon voting, noncitizen voting, is a serious problem. On balance, more researchers find it to be less of a problem than is commonly described in the political debate, but some reports say it is a major problem, albeit hard to identify.
- There is substantial concern across the board about absentee balloting and the opportunity it presents for fraud.
- Federal law governing election fraud and intimidation is varied and complex and yet may nonetheless be insufficient or subject to too many limitations to be as effective as it might be.

004782

- Deceptive practices, e.g. targeted flyers and phone calls providing misinformation, were a major problem in 2004.
- Voter intimidation continues to be focused on minority communities, although the American Center for Voting Rights uniquely alleges it is focused on Republicans.

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
>

05/15/2006 04:53 PM

To psims@eac.gov

cc

Subject Re: Voting Fraud-Voter Intimidation Working Group

Peggy --

I am currently on train in trasit back from a day in Newark. I tried to recover your attachment on Blackberry but got a message telling me the "file is empty."

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----

From: psims@eac.gov <psims@eac.gov>
To: barnwine@lawyerscommittee.org <barnwine@lawyerscommittee.org>;
Rbauer@perkinscoie.com <Rbauer@perkinscoie.com>; bginsberg@pattonboggs.com
<bginsberg@pattonboggs.com>; mhearne@lathropgage.com
<mhearne@lathropgage.com>; [REDACTED] <jrperez50@sbcglobal.net>;
krogers@sos.state.ga.us <krogers@sos.state.ga.us>; assistant@sos.in.gov
<assistant@sos.in.gov>; [REDACTED] <[REDACTED]>
CC: jgreenbaum@lawyerscommittee.org <jgreenbaum@lawyerscommittee.org>;
vjohnson@lawyerscommittee.org <vjohnson@lawyerscommittee.org>;
dlovecchio@perkinscoie.com <dlovecchio@perkinscoie.com>;
bschuler@lathropgage.com <bschuler@lathropgage.com>; Donsanto, Craig
<Craig.Donsanto@crm.usdoj.gov>
Sent: Mon May 15 16:37:48 2006
Subject: Voting Fraud-Voter Intimidation Working Group

Dear Working Group Members and Participants:

You should receive a packet of information today, either by Federal Express or hand delivery, concerning Thursday's meeting of the project Working Group for EAC's Voting Fraud-Voter Intimidation research project. Attached is an analysis of the consultants' research into relevant literature and reports. This summary was not available when we prepared the information packets last Friday, but may be of interest to you. Our consultants and I look forward to having a productive discussion with you.

Regards,

004783

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

Margaret Sims/EAC/GOV

05/19/2006 02:51 PM

To Craig Donsanto

cc

Subject Voting Fraud-Voter Intimidation Project-Nexis Word Search

Craig;

You asked about the Nexis search terms used by our consultants. The list follows. --- Peggy.

Election and fraud
Voter and fraud
Vote and fraud
Voter and challenge
Vote and challenge
Election and challenge
Election and irregularity
Election and irregularities
Election and violation
Election and stealing
Ballot box and tampering
Ballot box and theft
Ballot box and stealing
Election and officers
Election and Sheriff
Miscount and votes
Election and crime
Election and criminal
Vote and crime
Vote and criminal
Double voting
Multiple voting
Dead and voting
Election and counting and violation

004784

Election and counting and error
Vote and counting and violation
Vote and counting and error
Voter and intimidation
Voter and intimidating
Vote and intimidation
Denial and voter and registration
Voter identification
Vote and identification
Voter and racial profiling
Vote and racial profiling
Voter and racial
Vote and racial
Voter and racial and challenge
Vote and racial and challenge
Voter and deny and racial
Vote and deny and racial
Voter and deny and challenge
Vote and deny and challenge
Voter and deny and black
Vote and deny and black
Voter and black and challenge
Vote and black and challenge
Voter and deny and African American
Vote and deny and African American
Voter and African American and challenge
Vote and African American and challenge
Election and black and challenge
Election and African American and challenge
Voter and deny and Hispanic
Voter and deny and Latino
Vote and deny and Hispanic
Vote and deny and Latino
Voter and Hispanic and challenge
Voter and Latino and challenge
Vote and Hispanic and challenge
Vote and Latino and challenge
Election and Hispanic and challenge
Election and Latino and challenge
Voter and deny and Native American
Vote and deny and Native American
Voter and Native American and challenge
Vote and Native American and challenge
Election and Native American and challenge
Voter and deny and Asian American

004785

Vote and deny and Asian American
Voter and Asian American and challenge
Vote and Asian American and challenge
Voter and Asian American and challenge
Election and Asian American and challenge
Voter and deny and Indian
Vote and deny and Indian
Voter and Indian and challenge
Vote and Indian and challenge
Election and Indian and challenge
Poll tax
Voting and test
Absentee ballot and deny
Absentee ballot and reject
Absentee ballot and challenge
Vote and challenge
Voter and challenge
Election and challenge
Vote and police
Voter and police
Poll and police
Vote and law enforcement
Voter and law enforcement
Poll and law enforcement
Vote and deceptive practices
Voter and deceptive practices
Election and deceptive practices
Voter and deceive
Voter and false information
Dirty tricks
Vote and felon
Vote and ex-felon
Disenfranchisement
Disenfranchise
Law and election and manipulation
Vote and purging
Vote and purge
Registration and removal
Registration and purging
Registration and purge
Vote buying
Vote and noncitizen
Voter and noncitizen
Vote and selective enforcement
Identification and selective

004786

Election and misinformation
Registration and restrictions
Election and administrator and fraud
Election and official and fraud
Provisional ballot and deny
Provisional ballot and denial
Affidavit ballot and deny
Affidavit ballot and denial
Absentee ballot and coerce
Absentee ballot and coercion
Registration and destruction
Voter and deter
Vote and deterrence
Voter and deterrence
Ballot integrity
Ballot security
Ballot security and minority
Ballot security and black
Ballot security and African American
Ballot security and Latino
Ballot security and Hispanic
Ballot security and Native American
Ballot security and Indian
Vote and suppression
Minority and vote and suppression
Black and vote and suppression
African American and vote and suppression
Latino and vote and suppression
Hispanic and vote and suppression
Native American and vote and suppression
Vote and suppress
Minority and vote and suppress
African American and vote and suppress
Latino and vote and suppress
Native American and vote and suppress
Vote and depress
Jim Crow
Literacy test
Voter and harass
Voter and harassment
Vote and mail and fraud
Poll and guards
Election and consent decree
Vote and barrier
Voting and barrier

004787

Voter and barrier
Election and long line
Voter and long line

Poll worker and challenge
Poll worker and intimidate
Poll worker and intimidation
Poll worker and intimidating
Poll worker and threatening
Poll worker and abusive
Election official and challenge
Election official and intimidate
Election official and intimidation
Election official and intimidating
Election official and threatening
Election official and abusive
Poll watcher and challenge
Poll watcher and intimidate
Poll watcher and intimidating
Poll watcher and intimidation
Poll watcher and abusive
Poll watcher and threatening
Poll inspector and challenge
Poll inspector and intimidate
Poll inspector and intimidating
Poll inspector and intimidation
Poll inspector and abusive
Poll inspector and threatening
Poll judge and challenge
Poll judge and intimidate
Poll judge and intimidating
Poll judge and intimidation
Poll judge and abusive
Poll judge and threatening
Poll monitor and challenge
Poll monitor and intimidate
Poll monitor and intimidating
Poll monitor and intimidation
Poll monitor and abusive
Poll monitor and threatening
Election judge and challenge
Election judge and intimidate
Election judge and intimidating
Election judge and intimidation
Election judge and abusive

004788

Election judge and threatening
Election monitor and challenge
Election monitor and intimidate
Election monitor and intimidating
Election monitor and intimidation
Election monitor and abusive
Election monitor and threatening
Election observer and challenge
Election observer and intimidate
Election observer and intimidating
Election observer and intimidation
Election observer and abusive
Election observer and threatening

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

Margaret Sims/EAC/GOV

05/16/2006 03:37 PM

To "Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL

cc

Subject RE: Your Materials

OK. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
>

05/16/2006 03:17 PM

To psims@eac.gov

cc

Subject RE: Your Materials

Let me try to do it, Peg. Again what I do not want to see occur is for the LCCR to start attacking us. We have more in common with them than I had originally assumed, thanks to the write-ups of their interviews. We need to promote what we have in common not try to score political points. But I will try to correct the records as long as you will agree you heard what I said the way I know I said it!

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 3:14 PM

To: Donsanto, Craig

Subject: RE: Your Materials

I fully understand. Do you want me to prepare a correction sheet for the Working Group, placing your second and more important point first, or do you want to handle this verbally at the meeting? --- Peggy

004789

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 02:55 PM

Topsims@eac.gov

cc

SubjectRE: Your Materials

The first item is not as big a deal as the second one: the processes under which subjects of investigations come to Jesus is not as important as the overall assessment of our law enforcement achievements. But stressing the isolated test cases we brought - - and will continue to bring - - to deter things like felon voting, alien voting and double voting, which not mentioning such significant achievements as the five case PROJECTS mentioned in my last e-mail - - misrepresents what we are doing and the deterrent message we are trying to communicate.

I appreciate that these two young people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real concern is that the civil rights groups - - with whom we over here have an amazing amount of common grounds - - will take the singling out of the felon and alien voter cases as evincing a malevolent aggression on their constituencies. That is not the case. We are only enforcing the law.

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 2:47 PM

To: Donsanto, Craig

Subject: RE: Your Materials

I think they are panicking because they are preparing to travel tomorrow and may not have time to submit a revised version. They also are resisting changes to their interview summaries because the summaries represent what they think they heard. I was there at the interview and I heard what you said. I'm not sure that either of them heard everything (including the nuances) because so much of the information was new to them and it was one of their earlier interviews. I'm sorry I did not catch the defects before the summary went out.

My first concern is ensuring that the Working Group has the correct information. Then, we can deal with what version, *if any*, goes in the final report. Do you want me to excerpt the corrections from your email and submit them to the Working Group? --- Peggy

004790

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 01:41 PM

Topsims@eac.gov
cc
Subject: RE: Your Materials

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 12:34 PM
To: Donsanto, Craig
Subject: RE: Your Materials

Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

Topsims@eac.gov
cc

004791

SubjectRE: Your Materials

Thank you, Peg. This stuff is very interesting.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 11:27 AM
To: Donsanto, Craig
Subject: Re: Your Materials

I have forwarded your message to our consultants and have requested a corrected version for distribution at the WG meeting. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM

Topsims@eac.gov
cc
SubjectYour Materials

004792

Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get0-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----

Margaret Sims/EAC/GOV

05/15/2006 03:51 PM

To Paul DeGregorio, Ray Martinez, Donetta Davidson, Gracia Hillman
cc twilkey@eac.gov, jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC, ecortes@eac.gov, Amie J. Sherrill/EAC/GOV@EAC, Adam Ambrogi/EAC/GOV@EAC, Elieen L. Collver/EAC/GOV@EAC, Sheila A. Banks/EAC/GOV@EAC
Subject Voting Fraud-Voter Intimidation Project Briefing

004793

Dear Commissioners:

Attached is our consultants' analysis of the literature reviewed for the Voting Fraud-Voter Intimidation preliminary research project. It was not included in the information packets delivered to you on Friday, May 12, because we did not receive it until today. I thought you might be interested in having it. prior to tomorrow's briefing.

Peggy Sims
Election Research Specialist



Literature-Report Review Summary.doc

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----



"Tova Wang"
<wang@tcf.org>

05/16/2006 11:03 AM

To psims@eac.gov, [REDACTED]

cc

Subject RE: Your Materials

I think he can just raise these points at the meeting, no? I'm sure many we interviewed would say we misquoted them on something. This is what both Job and I remember him saying. I think it would be unfair for him to change/amend his interview without giving the same opportunity to the other interviewees.

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 9:59 AM

To: wang@tcf.org, [REDACTED]

Subject: Fw: Your Materials

See corrections from Donsanto at DOJ. We should probably provide corrected versions to the Working Group. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/16/2006 10:58 AM -----

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM

To psims@eac.gov

cc

Subject Your Materials

Peg - -

004794

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

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— Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM —



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov
>
05/19/2006 03:17 PM

To psims@eac.gov
cc "Simmons, Nancy" <Nancy.Simmons@usdoj.gov>
Subject Re: Voting Fraud-Voter Intimidation Project-Nexis Word Search

Peggy --

I was just thinking of you!

Great session yesterday. I really enjoyed it. Robust discussion.

On another subject, Nancy Simmons needs the e-mail address of NASED. Can you give her both that and the website address for them? Her e-mail is nancy.simmons@usdoj.gov.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----

From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Fri May 19 14:51:21 2006
Subject: Voting Fraud-Voter Intimidation Project-Nexis Word Search

Craig;

You asked about the Nexis search terms used by our consultants. The list follows. --- Peggy.

Election and fraud
Voter and fraud
Vote and fraud

004795

Voter and challenge
Vote and challenge
Election and challenge
Election and irregularity
Election and irregularities
Election and violation
Election and stealing
Ballot box and tampering
Ballot box and theft
Ballot box and stealing
Election and officers
Election and Sheriff
Miscount and votes
Election and crime
Election and criminal
Vote and crime
Vote and criminal
Double voting
Multiple voting
Dead and voting
Election and counting and violation
Election and counting and error
Vote and counting and violation
Vote and counting and error
Voter and intimidation
Voter and intimidating
Vote and intimidation
Denial and voter and registration
Voter identification
Vote and identification
Voter and racial profiling
Vote and racial profiling
Voter and racial
Vote and racial
Voter and racial and challenge
Vote and racial and challenge
Voter and deny and racial
Vote and deny and racial
Voter and deny and challenge
Vote and deny and challenge
Voter and deny and black
Vote and deny and black
Voter and black and challenge
Vote and black and challenge
Voter and deny and African American
Vote and deny and African American
Voter and African American and challenge
Vote and African American and challenge
Election and black and challenge
Election and African American and challenge
Voter and deny and Hispanic
Voter and deny and Latino
Vote and deny and Hispanic
Vote and deny and Latino
Voter and Hispanic and challenge
Vote and Latino and challenge
Vote and Hispanic and challenge
Vote and Latino and challenge
Election and Hispanic and challenge
Election and Latino and challenge
Voter and deny and Native American

004796

Vote and deny and Native American
Voter and Native American and challenge
Vote and Native American and challenge
Election and Native American and challenge
Voter and deny and Asian American
Vote and deny and Asian American
Voter and Asian American and challenge
Vote and Asian American and challenge
Voter and Asian American and challenge
Election and Asian American and challenge
Voter and deny and Indian
Vote and deny and Indian
Voter and Indian and challenge
Vote and Indian and challenge
Election and Indian and challenge
Poll tax
Voting and test
Absentee ballot and deny
Absentee ballot and reject
Absentee ballot and challenge
Vote and challenge
Voter and challenge
Election and challenge
Vote and police
Voter and police
Poll and police
Vote and law enforcement
Voter and law enforcement
Poll and law enforcement
Vote and deceptive practices
Voter and deceptive practices
Election and deceptive practices
Voter and deceive
Voter and false information
Dirty tricks
Vote and felon
Vote and ex-felon
Disenfranchisement
Disenfranchise
Law and election and manipulation
Vote and purging
Vote and purge
Registration and removal
Registration and purging
Registration and purge
Vote buying
Vote and noncitizen
Voter and noncitizen
Vote and selective enforcement
Identification and selective
Election and misinformation
Registration and restrictions
Election and administrator and fraud
Election and official and fraud
Provisional ballot and deny
Provisional ballot and denial
Affidavit ballot and deny
Affidavit ballot and denial
Absentee ballot and coerce
Absentee ballot and coercion
Registration and destruction

004797

Voter and deter
Vote and deterrence
Voter and deterrence
Ballot integrity
Ballot security
Ballot security and minority
Ballot security and black
Ballot security and African American
Ballot security and Latino
Ballot security and Hispanic
Ballot security and Native American
Ballot security and Indian
Vote and suppression
Minority and vote and suppression
Black and vote and suppression
African American and vote and suppression
Latino and vote and suppression
Hispanic and vote and suppression
Native American and vote and suppression
Vote and suppress
Minority and vote and suppress
African American and vote and suppress
Latino and vote and suppress
Native American and vote and suppress
Vote and depress
Jim Crow
Literacy test
Voter and harass
Voter and harassment
Vote and mail and fraud
Poll and guards
Election and consent decree
Vote and barrier
Voting and barrier
Voter and barrier
Election and long line
Voter and long line

Poll worker and challenge
Poll worker and intimidate
Poll worker and intimidation
Poll worker and intimidating
Poll worker and threatening
Poll worker and abusive
Election official and challenge
Election official and intimidate
Election official and intimidation
Election official and intimidating
Election official and threatening
Election official and abusive
Poll watcher and challenge
Poll watcher and intimidate
Poll watcher and intimidating
Poll watcher and intimidation
Poll watcher and abusive
Poll watcher and threatening
Poll inspector and challenge
Poll inspector and intimidate
Poll inspector and intimidating
Poll inspector and intimidation
Poll inspector and abusive

004798

Poll inspector and threatening
Poll judge and challenge
Poll judge and intimidate
Poll judge and intimidating
Poll judge and intimidation
Poll judge and abusive
Poll judge and threatening
Poll monitor and challenge
Poll monitor and intimidate
Poll monitor and intimidating
Poll monitor and intimidation
Poll monitor and abusive
Poll monitor and threatening
Election judge and challenge
Election judge and intimidate
Election judge and intimidating
Election judge and intimidation
Election judge and abusive
Election judge and threatening
Election monitor and challenge
Election monitor and intimidate
Election monitor and intimidating
Election monitor and intimidation
Election monitor and abusive
Election monitor and threatening
Election observer and challenge
Election observer and intimidate
Election observer and intimidating
Election observer and intimidation
Election observer and abusive
Election observer and threatening

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----



"Tova Wang"
<wang@tcf.org>

05/15/2006 05:05 PM

To psims@eac.gov

cc

Subject RE: Fraud Definition

Sounds good. Thanks.

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Monday, May 15, 2006 4:03 PM

To: wang@tcf.org

Subject: Re: Fraud Definition

Election and stealing

Ballot box and tampering

Ballot box and theft

Ballot box and stealing

Election and officers

Election and Sheriff

Miscount and votes

004789

Election and crime
Election and criminal
Vote and crime
Vote and criminal
Double voting
Multiple voting
Dead and voting
Election and counting and violation
Election and counting and error
Vote and counting and violation
Vote and counting and error
Voter and intimidation
Voter and intimidating
Vote and intimidation
Denial and voter and registration
Voter identification
Vote and identification
Voter and racial profiling
Vote and racial profiling
Voter and racial
Vote and racial
Voter and racial and challenge
Vote and racial and challenge
Voter and deny and racial
Vote and deny and racial
Voter and deny and challenge
Vote and deny and challenge
Voter and deny and black
Vote and deny and black
Voter and black and challenge
Vote and black and challenge
Voter and deny and African American
Vote and deny and African American
Voter and African American and challenge
Vote and African American and challenge
Election and black and challenge
Election and African American and challenge
Voter and deny and Hispanic
Voter and deny and Latino
Vote and deny and Hispanic
Vote and deny and Latino
Voter and Hispanic and challenge
Voter and Latino and challenge
Vote and Hispanic and challenge
Vote and Latino and challenge

004800

Election and Hispanic and challenge
Election and Latino and challenge
Voter and deny and Native American
Vote and deny and Native American
Voter and Native American and challenge
Vote and Native American and challenge
Election and Native American and challenge
Voter and deny and Asian American
Vote and deny and Asian American
Voter and Asian American and challenge
Vote and Asian American and challenge
Voter and Asian American and challenge
Election and Asian American and challenge
Voter and deny and Indian
Vote and deny and Indian
Voter and Indian and challenge
Vote and Indian and challenge
Election and Indian and challenge
Poll tax
Voting and test
Absentee ballot and deny
Absentee ballot and reject
Absentee ballot and challenge
Vote and challenge
Voter and challenge
Election and challenge
Vote and police
Voter and police
Poll and police
Vote and law enforcement
Voter and law enforcement
Poll and law enforcement
Vote and deceptive practices
Voter and deceptive practices
Election and deceptive practices
Voter and deceive
Voter and false information
Dirty tricks
Vote and felon
Vote and ex-felon
Disenfranchisement
Disenfranchise
Law and election and manipulation
Vote and purging
Vote and purge

004301

Registration and removal
Registration and purging
Registration and purge
Vote buying
Vote and noncitizen
Voter and noncitizen
Vote and selective enforcement
Identification and selective
Election and misinformation
Registration and restrictions
Election and administrator and fraud
Election and official and fraud
Provisional ballot and deny
Provisional ballot and denial
Affidavit ballot and deny
Affidavit ballot and denial
Absentee ballot and coerce
Absentee ballot and coercion
Registration and destruction
Voter and deter
Vote and deterrence
Voter and deterrence
Ballot integrity
Ballot security
Ballot security and minority
Ballot security and black
Ballot security and African American
Ballot security and Latino
Ballot security and Hispanic
Ballot security and Native American
Ballot security and Indian
Vote and suppression
Minority and vote and suppression
Black and vote and suppression
African American and vote and suppression
Latino and vote and suppression
Hispanic and vote and suppression
Native American and vote and suppression
Vote and suppress
Minority and vote and suppress
African American and vote and suppress
Latino and vote and suppress
Native American and vote and suppress
Vote and depress
Jim Crow

004802

Literacy test
Voter and harass
Voter and harassment
Vote and mail and fraud
Poll and guards
Election and consent decree
Vote and barrier
Voting and barrier
Voter and barrier
Election and long line
Voter and long line

Poll worker and challenge
Poll worker and intimidate
Poll worker and intimidation
Poll worker and intimidating
Poll worker and threatening
Poll worker and abusive
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Poll judge and intimidating
Poll judge and intimidation
Poll judge and abusive
Poll judge and threatening
Poll monitor and challenge
Poll monitor and intimidate
Poll monitor and intimidating

004803

Poll monitor and intimidation
Poll monitor and abusive
Poll monitor and threatening
Election judge and challenge
Election judge and intimidate
Election judge and intimidating
Election judge and intimidation
Election judge and abusive
Election judge and threatening
Election monitor and challenge
Election monitor and intimidate
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Election monitor and abusive
Election monitor and threatening
Election observer and challenge
Election observer and intimidate
Election observer and intimidating
Election observer and intimidation
Election observer and abusive
Election observer and threatening

----- Forwarded by Margaret Sims/EAC/GOV on 04/30/2007 04:19 PM -----


Margaret Sims/EAC/GOV

05/16/2006 03:37 PM

To "Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL

cc

Subject RE: Your Materials 

OK. --- Peg

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov
>

05/16/2006 03:17 PM

To psims@eac.gov

cc

Subject RE: Your Materials

Let me try to do it, Peg. Again what I do not want to see occur is for the LCCR to start attacking us. We have more in common with them than I had originally assumed, thanks to the write-ups of their interviews. We need to promote what we have in common not try to score political points. But I will try to correct the records as long as you will agree you heard what I said the way I know I said it!

004804

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 3:14 PM
To: Donsanto, Craig
Subject: RE: Your Materials

I fully understand. Do you want me to prepare a correction sheet for the Working Group, placing your second and more important point first, or do you want to handle this verbally at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 02:55 PM

Topsims@eac.gov
cc
Subject: RE: Your Materials

The first item is not as big a deal as the second one: the processes under which subjects of investigations come to Jesus is not as important as the overall assessment of our law enforcement achievements. But stressing the isolated test cases we brought - - and will continue to bring - - to deter things like felon voting, alien voting and double voting, which not mentioning such significant achievements as the five case PROJECTS mentioned in my last e-mail - - misrepresents what we are doing and the deterrent message we are trying to communicate.

I appreciate that these two young people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real concern is that the civil rights groups - - with whom we over here have an amazing amount of common grounds - - will take the singling out of the felon and alien voter cases as evincing a malevolent aggression on their constituencies. That is not the case. We are only enforcing the law.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 2:47 PM
To: Donsanto, Craig
Subject: RE: Your Materials

I think they are panicking because they are preparing to travel tomorrow and may not have time to submit a revised version. They also are resisting changes to their interview summaries because the summaries

004805

represent what they think they heard. I was there at the interview and I heard what you said. I'm not sure that either of them heard everything (including the nuances) because so much of the information was new to them and it was one of their earlier interviews. I'm sorry I did not catch the defects before the summary went out.

My first concern is ensuring that the Working Group has the correct information. Then, we can deal with what version, *if any*, goes in the final report. Do you want me to excerpt the corrections from your email and submit them to the Working Group? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 01:41 PM

Topsims@eac.gov
cc
SubjectRE: Your Materials

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 12:34 PM
To: Donsanto, Craig
Subject: RE: Your Materials

Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? --- Peggy

004806

> family.
>
> Revised Workplan - Due to political sensitivities
> regarding this project,
> it is more important than usual that you act as a
> team. I noticed several
> instances on the revised workplan where only one of
> you is scheduled to be
> involved. While it seems to me that it would be OK
> for one or the other
> to take the lead on a particular aspect of the work
> (e.g.; developing
> Westlaw search terms, drafting a research
> instrument, or setting up
> interviews), it is very important that both of you
> be involved in making
> final decisions on the information gathering process
> and in the resulting
> information gathering effort (e.g.; finalizing the
> Westlaw search terms
> and reviewing the search results; finalizing the
> proposed research
> instrument, administering the survey, and reviewing
> the survey responses;
> and conducting interviews).
>
> DOJ Contact - I am working through the DOJ
> bureaucracy to obtain the
> input we need from the Election Crimes Branch. I
> have spoken to the
> career attorney I mentioned in previous
> teleconferences, Craig Donsanto.
> He is very interested in providing information and
> perspectives that will
> be useful to the project; but may have to obtain his
> superior's permission
> to participate. I will keep you posted on my
> efforts. Once we have
> access to him, it will be important to schedule an
> initial interview at
> the earliest time convenient for him and the two of
> you.
>
> Contacting Other EAC Contractors - Questions for
> other EAC contractors
> need to be fielded through me. I realize this may
> seem cumbersome, but
> there are a number of reasons for this, some
> involving contractual issues,
> some procedural and policy issues. I will have to
> coordinate our
> activities on this project with the EAC project
> manager for the other EAC
> research project(s). Together, we will ascertain
> what the other
> contractors already have provided to EAC that may
> answer your questions,
> perhaps without an interview being necessary, or if
> the research is not
> far enough along to provide the information you
> seek.

004807

>
> Peggy Sims
> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



Tamar Nedzar/EAC/GOV

11/29/2005 10:52 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Teleconference

Hi Peggy,

I got the email, but not the attachment...

This week, I will be in the office on Friday, but can participate in a conference call during the following times:

Today: Any time after 4 PM

Wednesday: Between 12 and 1 and any time after 3:30 PM

Thursday: Any time after 4 PM

Friday: I'm in the office

Hope one of those times works!

Tamar Nedzar

Law Clerk

U.S. Election Assistance Commission

1225 New York Avenue, NW Suite 1100

Washington, DC 20005

(202) 566-2377

<http://www.eac.gov>

TNedzar@eac.gov

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC

From: Margaret Sims/EAC/GOV

Date: 11/28/2005 11:49AM

Subject: Teleconference

Tamar:

The contractors for the Voting Fraud/Voter Intimidation research want to have another teleconference involving you this week. I have received an initial list of search terms (see attached), but have some questions about why some items are on the list (e.g.; overvotes, undervotes, paper & ballot).

004908

I've forgotten when you usually come in. Even if you are not in the office, perhaps you might be available by phone. When might you NOT be available?

Peggy Sims
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----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims /EAC/GOV

11/29/2005 02:27 PM

To Tamar Nedzar/EAC/GOV

cc

Subject Re: Teleconference 

Tamar:

I will try to set up the teleconference for tomorrow. I'll confirm the time, once I hear back from Tova and Job regarding the times you thought you would be available. Below is the search term attachment that you did not receive with the earlier email. Tova later noted that everywhere we have a term, such as African American and or Latino and we should also have the following:

Asian American (and if possible, Chinese, Korean, Vietnamese)
Native American
Indian
Indian Country

We may receive a revised search term listing before our teleconference, in which case I will forward it to you. Also attached is a separate list of search terms proposed for a Nexis search, which I received just today.

Peggy Sims
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Washington, DC 20005
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Fax: 202-566-3127
email: psims@eac.gov

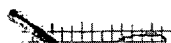


Word Search Terms DRAFT 11-22-05.doc



nexis word search 1128.doc

Tamar Nedzar/EAC/GOV



Tamar Nedzar/EAC/GOV

004809



11/29/2005 10:52 AM

To Margaret Sims/EAC/GOV@EAC
cc
Subject Re: Teleconference

Hi Peggy,

I got the email, but not the attachment...

This week, I will be in the office on Friday, but can participate in a conference call during the following times:

Today: Any time after 4 PM
Wednesday: Between 12 and 1 and any time after 3:30 PM
Thursday: Any time after 4 PM
Friday: I'm in the office

Hope one of those times works!

Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>
TNedzar@eac.gov

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC
From: Margaret Sims/EAC/GOV
Date: 11/28/2005 11:49AM
Subject: Teleconference

Tamar:

The contractors for the Voting Fraud/Voter Intimidation research want to have another teleconference involving you this week. I have received an initial list of search terms (see attached), but have some questions about why some items are on the list (e.g.; overvotes, undervotes, paper & ballot).

I've forgotten when you usually come in. Even if you are not in the office, perhaps you might be available by phone. When might you NOT be available?

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004810


----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims /EAC/GOV

11/23/2005 03:50 PM

To wang@tcf.org@GSAEXTERNAL

cc

Subject Re: Personal Services Invoices-Travel Vouchers-Other Expenses 

Just to be on the safe side, I'll prepare an authorization that covers estimated roundtrip cab fare. Hope you, too, have a great holiday. --- Peggy

wang@tcf.org



wang@tcf.org

11/23/2005 02:30 PM

To psims@eac.gov

cc

Subject Re: Personal Services Invoices-Travel Vouchers-Other Expenses

Thanks Peg. The only immediate issue is the cab fares between the Capitol Hilton and American University next Thursday. You might know better than me what that's likely to cost. I also assume from this that we can submit our invoices after the weekend. I hope that's OK, because I'll be out of reach in about 15 minutes until Saturday.

Have a great holiday.

Tova

----- Original Message -----

From: psims@eac.gov

To: ; wang@tcf.org

Sent: Wednesday, November 23, 2005 2:24 PM

Subject: Personal Services Invoices-Travel Vouchers-Other Expenses

Job and Tova:

I've been busy seeking answers from our attorneys and our Finance Officer, Diana Scott, regarding your reimbursement questions. The results follow:

Invoices/Vouchers for Personal Services

In order to meet legal requirements and provide what is needed by our Finance Officer, we have developed the attached form that you may use for your monthly invoices for consulting services on the Voting Fraud and Voter Intimidation Project. This form is optional. If you prefer, you can provide the same information in a letter. Please see your contract for specifics regarding hours that can be worked

004811

and compensation.

I also confirmed with Diana Scott that under the contract recently ratified, EAC considers that your service began on September 1, 2005. Consequently, **you do not have to wait until the 25th of the month** to file your vouchers for services provided during the previous month. Each voucher should cover one month, and may be filed immediately after the end of the month.

If you fax your invoice/voucher for personal services to me, please drop the original in the mail. We can begin processing your voucher based on the fax, but would like to have the original document for our files.

Travel Authorizations and Vouchers

Apparently, we need to prepare travel authorizations for any travel that you do on behalf of this project. I know how to prepare them, but will need input from you for each trip regarding the expected costs of transportation (separate costs of airfare, train fare, ground transportation), hotel (including taxes), other expected travel expenses (e.g.; airport parking), the points between which you will travel, and the days of travel. I'll prepare the authorization based on this information and put it into the pipeline for the appropriate officials' signatures. Once it is signed, I will fax a copy to you. **It is important that we work together to prepare these authorizations well in advance of the travel dates** .

Once the travel is concluded, we can prepare the travel vouchers to obtain reimbursement for your travel costs, in accordance with federal travel regulations. You will need to send me your receipts for the hotel, the plane or train, ground transportation (if you did not use your personal vehicle), and parking (if you parked at the airport). You will get a set amount for meals, so you do not need to provide meal receipts. I will prepare the voucher and fax it to you for your signature. If you see any problems with the voucher, this is the time to fix them. Once you are satisfied with the voucher, you will need to return the signed voucher by mail or in person. I'll attach the receipts you provided and a copy of the travel authorization, and send it forward for processing.

Other Expenses

Because your contracts do not provide for the reimbursement of other expenses, we have to look for other ways to deal with them.

For the publications, there are two options: (1) you can pay for them yourself and mark them up as you please; or (2) I can find them in our library or order them through our supply person. Anything paid for by EAC is EAC property, which would mean turning them over to EAC with no marks in them.

If you need to messenger items to accomplish the work under contract, I can authorize the use of EAC's Federal Express account number on a case-by-case basis. I'll need some advance notice and will have to supply our finance folks with the tracking number, who is sending the package, to whom, and when. That way, they won't be surprised when they see item on the FedEx invoice. (An easy way to provide all the information would be to fax a copy of the FedEx Airbill to me.)

At this time, our consultants pay their phone expenses out of their personal services compensation. When it works for you, we can bypass the need for you to incur phone charges by using EAC's teleconferencing capabilities.

Hope you have a Happy Thanksgiving !

004312


Peggy Sims
Research Specialist
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1225 New York Ave, NW - Ste 1100
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Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



Tamar Nedzar/EAC/GOV

11/30/2005 10:31 AM

To: Margaret Sims/EAC/GOV@EAC
cc: Karen Lynn-Dyson/EAC/GOV@EAC
Subject: Re: Fw: Updated Word Search List 

Hi again Peggy,

I just looked at the list, and I have to tell you that I'm a bit concerned. I know of ways to condense searching to encompass many of the terms in one session (example: vote% & fraud would bring up voter fraud, vote fraud, etc.). However, the list is still 9 pages long. I will do my best to start on it tomorrow, but it will take me more than a day to complete it given the other projects I have on my plate. I just want you to be aware that it will take me some time to complete the task given the current parameters.

Talk to you later.
Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
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<http://www.eac.gov>
TNedzar@eac.gov

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC
From: Margaret Sims/EAC/GOV
Date: 11/30/2005 08:50AM
Subject: Fw: Updated Word Search List

Tamar:

Here is an updated word search list for the case law/administrative decisions search. I am still trying to confirm the time for the teleconference. As it stands right now, I will probably call you at 3:45 PM today. I should call your home phone (703-528-1863), right?

Peggy Sims
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004813

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email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/30/2005 08:47 AM -----

"Job Serebrov"

[REDACTED]

>
11/29/2005 07:07 PM

Towang@tcf.org, psims@eac.gov

cc

Subject: Updated Word Search List

Peggy & Tova:

Here is the updated case law word search list.

Job



Word Search Terms.doc

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims /EAC/GOV

11/30/2005 10:58 AM

To Tamar Nedzar/EAC/GOV

cc Devon E. Romig/CONTRACTOR/EAC/GOV@EAC

Subject Re: Fw: Updated Word Search List 

Tamar:

Don't worry about responding to this email , as I know you have to pay attention in class .

I questioned the length of the search term list and also thought that there would be ways to combine some of the search terms. It has been awhile since I have done a Westlaw search, however, which is why I need your input during the teleconference. Yes, I recognize that going through the list of search terms and printing off or saving the resulting references will take time. I'll need you to provide that feedback to our consultants so that we all are on the same page.

Devon has not done a Nexis search before; but, if EAC has access to that database, she is willing to conduct that search. The work would go along with other help she is providing. She will be sorting through my huge files of press clippings on voting fraud, will PDF the sorted clippings, and drop the PDF files onto CDs for our consultants' review.


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----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Karen
Lynn-Dyson/EAC/GOV
11/09/2005 11:35 AM

To Paul DeGregorio/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC
cc ddavidson@eac.gov, Gracia Hillman/EAC/GOV@EAC, Juliet
E. Thompson/EAC/GOV@EAC, Raymundo
Martinez/EAC/GOV@EAC, Thomas R.
Wilkey/EAC/GOV@EAC
Subject Re: Call from Paul Vinovich 

Vice Chairman-

Thanks, as always, for sharing feedback from our major stakeholders.

I have forwarded this e-mail on to Peg Sims, who has day-to-day oversight responsibility for this project. I'm certain Peg will be monitoring this project extremely closely and I'm pleased to have a pro like Peg watching out for EAC's best interests.


Regards-

Karen
Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Tova Wang"
<wang@tcf.org>
11/29/2005 02:25 PM

To psims@eac.gov, 
cc
Subject RE: Teleconference With Legal Clerk and Intern

I am available any of those times. Remind us of their names again please? Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, November 29, 2005 2:18 PM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Teleconference With Legal Clerk and Intern

Tova and Job:

Are you two available for a teleconference with our Law Clerk and Intern tomorrow at either of the times listed below?

004814

Between 12 and 1 PM EST; or
Any time between 3:30 and 5:30 PM EST

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov


----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims /EAC/GOV

11/29/2005 03:18 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL

cc [REDACTED]

Subject RE: Teleconference With Legal Clerk and Intern 

The Law Clerk's name is Tamar Nedzar. She is very sharp. Our intern's name is Devon Romig.

Tamar has the most recent lists of search terms and may have questions about them. Devon will need to know how you want the press clippings sorted by type of voting fraud. I think we need to give her a specific list. that, I hope, will not overlap. For example, do you want her to sort using the term Absentee Ballot

Fraud when that can involve voter intimidation/coercion/undue influence, vote buying, ballot tampering, and ballot box stuffing (by voting in the name of another or under a fictitious name).

We need to discuss this because I am concerned that we currently do not have a full written description of what does and does not constitute voting fraud and voter intimidation. The current written definition excludes voter registration shenanigans; yet, voter registration applications submitted with fictitious names or that falsely affirm eligibility to vote are considered election crimes that can have an impact on election results. Specifically, they are used in schemes to vote more than once or to have ineligible persons participate in voting. Also, an increasing number of States are including as an election crime the knowing and willful destruction of voter registration applications by voter registration drives and their failure to transmit such applications to the election office in a timely manner.

If we define voting fraud as any illegal act that has a clear and direct distorting impact on the election results, then administrative mistakes that violate federal or State law could be included. For federal elections, administrative mistakes definitely are not considered voting fraud. The examples provided for "de facto" fraud and "quasi" fraud also are not likely to be considered part of voting fraud and voter intimidation without evidence that there also is ballot box stuffing, vote buying, tampering with ballots or vote tallies, voter intimidation, etc. Although a number of things other than voting fraud and voter intimidation can (and do) distort election results, EAC is handling such issues under separate research efforts.

For your information, I have attached a speech presented by Craig Donsanto (complete with typos) that addresses the issue of defining voting fraud. Perhaps it will be of interest to you.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100

004815

Washington, DC 20005
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Fax: 202-566-3127
email: psims@eac.gov



Ponencia %20Dr. %20Craig %20Donsanto. %20VOTER.FRAUD.MEXICO%2009-27.pdf
----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims /EAC/GOV

10/05/2005 01:19 PM

To Job Serebrov

cc

Subject Teleconference Today

Job:

This is just to remind you that I will be calling today at 4:00 PM EST (3:00 PM CST). --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Tamar Nedzar /EAC/GOV

11/30/2005 05:25 PM

To wang@tcf.org, [REDACTED]

cc Margaret Sims/EAC/GOV@EAC

Subject Search Results Example



Tova and Job,

It was good to talk to you today. Hope you are doing well. I've attached my African American search results below. It encompasses all of the terms you suggested having to do with African Americans.

The following is a search I used to truncate words and combine terms, but I still got a large number of results:

Vot! and deny and black or vot! and black and challenge or vot! and black and reject or vot! and black or vot! And deny and African w/s American or vot! And African w/s American and reject or challenge or vot! And African w/s American or election and black and deny or challenge or reject or election and black or election and African w/s American and deny or challenge or reject or election and African w/s American or ballot and security and black or ballot and security and African w/s American or black and vot! And suppress! Or African w/s American and vot! And suppress or African w/s and disenfranchis! or black and disenfranchis!

If this search yields useful cases for you, I can continue searching using the same strategy. If not, please provide me with additional guidelines and I will do my best!

Please feel free to contact me should you have any questions or need additional information.

Thank you,
Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission

004816

1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>



TNedzar@eac.gov African American Search.pdf

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims /EAC/GOV

11/30/2005 11:12 AM

To Diana Scott

cc

Subject Fw: One Month Extension

Diana:

Where are we on getting the first payment to Job Serebrov? Will GSA be able to transfer funds this week?

--- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Job Serebrov"

10/03/2005 05:25 PM

To psims@eac.gov, wang@tcf.org

cc

Subject RE: Voting Fraud Teleconference-Meeting-Work Schedule

Peggy:

We needed to schedule the face to face meeting for Oct 28. Talk with you on Weds.

Job

--- psims@eac.gov wrote:

> I will initiate the calls to you two on Wednesday.
> The number I have for
> Tova is 212-452-7704. For Job, I have 501-374-2176.
> Let me know if I
> should use a different number for you on Wednesday.
>
> Thanks, Tova, for the copy of the draft workplan you
> provided to Karen.
> I'll take a look at it and, hopefully, provide some
> feedback on Wednesday.
> I have not yet caught up to all the paperwork and
> emails that preceded my
> assignment to this project. Karen just handed me a
> folder full of
> documents that should help.
>
> I think you may have received an email from Nicole
> Mortellito regarding an

004817

> October 14 meeting. If you two cannot come in
> person but can attend via
> phone, just let me know. Nicole's message has
> information regarding hotel
> rates that conflicts with what I've just sent you.
> I've asked her to
> double check her information because I have another
> contractor that has
> had no problem obtaining government rate at hotels.
>
> Yes, you will be paid on a monthly basis. You can
> file your first invoice
> on October 25, according to Diana Scott.
>
> Peggy Sims
> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov
>
>
>
>
> "Tova Wang" <wang@tcf.org>
> 10/03/2005 03:54 PM
>
> To
> psims@eac.gov, [REDACTED]
> cc
> ggilmour@eac.gov
> Subject
> RE: Voting Fraud Teleconference-Meeting-Work
> Schedule
>
>
>
>
>
> Peg, This all sounds good. Will you be calling us
> on Wednesday?
>
> I should not need a hotel for the 28th. Just let me
> know what time. Are
> there expense forms we should have for
> reimbursement?
>
> On the work product, we did send Karen a very
> preliminary draft of a work
> plan. I attach it again here and we can talk about
> it more on Wednesday.
>
> My only money question is, are we being paid on a
> monthly basis? And if
> so, when does that begin? I assume this all is in
> the contracts we'll be
> getting...

004818

>
> Thanks.
>
> Tova
> -----Original Message-----
> From: psims@eac.gov [mailto:psims@eac.gov]
> Sent: Monday, October 03, 2005 2:48 PM
> To: wang@tcf.org; serebrov@sbcglobal.net
> Cc: ggilmour@eac.gov
> Subject: Voting Fraud Teleconference-Meeting-Work
> Schedule
>
>
> Tova and Job:
>
> Teleconference -
> Let's schedule the teleconference for 4:00 PM on
> Wednesday, October 5.
> Gavin Gilmour will join us.
>
> Meeting -
> October 28 is fine for the face-to-face meeting in
> DC. We have allocated
> \$5,000 to each of you to cover reasonable and
> necessary travel and other
> incidental expenses. Expenses claimed for
> reimbursement need to be
> itemized, with appropriate receipts provided. You
> should be able to
> obtain the Federal government rate at an area hotel
> (if you plan to stay
> overnight). If the hotel needs a letter from EAC
> (in lieu of showing them
> your signed contract), just let me know. Airlines
> apparently no longer
> honor government rates for government contractors.
> Rail carriers may
> provide government rates for government contractors.
> If you drive, the
> current government rate for a personally owned
> vehicle (POV) is 48.5 cents
> per mile.
>
> Deliverables -
> The first item on the list of deliverables is the
> draft project workplan,
> which is due ASAP after award. Would it be possible
> for the two of you to
> deliver a draft workplan to me via email by 10/11?
> That would be after we
> have had our teleconference to work out lingering
> questions.
>
> Questions for Finance -
> If you have questions for our Finance Officer, you
> can reach her via email
> at dscott@eac.gov. I would appreciate it if you
> would cc: me on such
> emails, so that I know to follow up with her.
>
> Peggy Sims

004819

> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov
>

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims /EAC/GOV

11/15/2005 05:02 PM

To Nicole Mortellito/CONTRACTOR/EAC/GOV
cc

Subject Fw: Revised Work Plan-Voting Fraud-Voter Intimidation
Contract

Nicole:

I am forwarding the most recent workplan for the voting fraud-voter intimidation research contract. ---
Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 11/15/2005 05:02 PM -----



"Job Serebrov"

11/09/2005 04:27 PM

To wang@tcf.org, psims@eac.gov
cc

Subject Revised Work Plan



Revised Work Plan.doc Peggy:

Here is the revised work plan that Tova and I worked
on today. Any word from the Chair on signing?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Tova Wang"
<wang@tcf.org>

11/28/2005 05:30 PM

To "Job Serebrov" <[REDACTED]> psims@eac.gov
cc

Subject word searches

004820

In the course of compiling a list of search terms for the nexis research, I thought of some major omissions to the WESTLAW list.

Everywhere we have a term such as African American and or Latino and
we should also have the following:

Asian American (and if possible, Chinese, Korean, Vietnamese)
Native American
Indian
Indian Country

Moreover, everywhere we have poll worker or poll inspector we should also have the following:

Poll judges
Poll monitors
Poll observers

Let me know if you want me to re-do the list.

Tova

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Tova Wang"
<wang@tcf.org>

11/29/2005 04:02 PM

To psims@eac.gov

cc [REDACTED]

Subject RE: Teleconference With Legal Clerk and Intern

Can you give us a better idea of the other EAC research projects that you think we might overlap with if we include these activities? Job and I had strong reasons for what we did and did not include and how we wanted to frame the term fraud, so we do indeed need to discuss this -- perhaps before or after the discussion with Tamar and Devon?

Thanks. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, November 29, 2005 3:18 PM

004821

To: wang@tcf.org

Cc: [REDACTED]

Subject: RE: Teleconference With Legal Clerk and Intern

The Law Clerk's name is Tamar Nedzar. She is very sharp. Our intern's name is Devon Romig.

Tamar has the most recent lists of search terms and may have questions about them. Devon will need to know how you want the press clippings sorted by type of voting fraud. I think we need to give her a specific list. that, I hope, will not overlap. For example, do you want her to sort using the term Absentee Ballot

Fraud when that can involve voter intimidation/coercion/undue influence, vote buying, ballot tampering, and ballot box stuffing (by voting in the name of another or under a fictitious name).

We need to discuss this because I am concerned that we currently do not have a full written description of what does and does not constitute voting fraud and voter intimidation. The current written definition excludes voter registration shenanigans; yet, voter registration applications submitted with fictitious names or that falsely affirm eligibility to vote are considered election crimes that can have an impact on election results. Specifically, they are used in schemes to vote more than once or to have ineligible persons participate in voting. Also, an increasing number of States are including as an election crime the knowing and willful destruction of voter registration applications by voter registration drives and their failure to transmit such applications to the election office in a timely manner.

If we define voting fraud as any illegal act that has a clear and direct distorting impact on the election results, then administrative mistakes that violate federal or State law could be included. For federal elections, administrative mistakes definitely are not considered voting fraud. The examples provided for "de facto" fraud and "quasi" fraud also are not likely to be considered part of voting fraud and voter intimidation without evidence that there also is ballot box stuffing, vote buying, tampering with ballots or vote tallies, voter intimidation, etc. Although a number of things other than voting fraud and voter intimidation can (and do) distort election results, EAC is handling such issues under separate research efforts.

For your information, I have attached a speech presented by Craig Donsanto (complete with typos) that addresses the issue of defining voting fraud. Perhaps it will be of interest to you.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Job Serebrov"

[REDACTED]
11/15/2005 12:34 PM

To psims@eac.gov
cc

Subject One or More Line Info Bios

004822



Working Group One Line Info.doc Peggy :

I am requesting that we be able to have four instead of three from each side. I have four very good people who have a lot of experience in this area. I left you a telephone call on this matter. I know we have to watch the budget but one of my picks is in DC and will not cost much if anything to get to meetings. I know that Tova also had Dc people that she could add as a fourth.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims/EAC/GOV

11/30/2005 09:28 AM

To Juliet Thompson, Gavin S. Gilmour/EAC/GOV

cc

Subject Definition of Voting Fraud and Voter Intimidation

Attached discusses the definitions that Job and Tova would like to use. I have already taken issue with the exclusion of all voter registration shenanigans and the inclusion of administrative mistakes. Would be pleased to have your feedback and, if possible, your assistance for 15 minutes of a teleconference today (3:30 PM to 3:45 PM). --- Peggy



combined defining Fraud 11-18-05.doc

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims/EAC/GOV

11/30/2005 04:50 PM

To Tova Andrea Wang, Job Serebrov

cc

Subject Tamar and Devon Contact Information

Tova and Job:

This is to confirm the email addresses and best phone numbers to reach Tamar Nedzar and Devon Romig. I would appreciate it if you would cc: me on any emails to them. That way you can keep me in the loop without my serving as a road block or go-between. Thanks! --- Peggy

Tamar Nedzar
Law Clerk
Phone (cell): 703-861-2055
Email: TNedzar@eac.gov

Devon Romig
Intern

004823

Phone: 202-566-1707

Email: DRomig@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Tova Wang"
<wang@tcf.org>

10/31/2005 03:51 PM

To psims@eac.gov, [REDACTED]

cc

Subject RE: Teleconference Needed

I am available. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Monday, October 31, 2005 2:45 PM

To: [REDACTED] wang@tcf.org

Subject: Teleconference Needed

Would both of you be available for a teleconference tomorrow at 2 PM EST concerning contract issues? The teleconference would include Julie Thompson, our General Counsel, and me. We would call you.

Peggy Sims

Research Specialist

U.S. Election Assistance Commission

1225 New York Ave, NW - Ste 1100

Washington, DC 20005

Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)

Fax: 202-566-3127

email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims /EAC/GOV

10/31/2005 04:10 PM

To Tova Andrea Wang, Serebrov

cc

Subject RE: Teleconference Needed

We are confirmed for a teleconference tomorrow at 2 PM EST. We will call you at the following phone numbers, unless you tell me otherwise:

Tova 212-452-7704

Job 501-374-2176

Thanks!

--- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Margaret Sims /EAC/GOV

10/05/2005 02:47 PM

To Gavin S. Gilmour/EAC/GOV

cc

004824

Subject Fw: Tova and Job contracts

----- Forwarded by Margaret Sims/EAC/GOV on 10/05/2005 02:48 PM -----

Karen
Lynn-Dyson/EAC/GOV
10/03/2005 02:25 PM


To Margaret Sims/EAC/GOV@EAC
cc
Subject Tova and Job contracts



Job Serebrov sow.doc Tova Wang sow.doc on
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123
Karen Lynn-Dys

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----

Karen
Lynn-Dyson/EAC/GOV
10/06/2005 12:28 PM

To Gavin S. Gilmour/EAC/GOV@EAC
cc Carol A. Paquette/EAC/GOV@EAC, Juliet E.
Thompson/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC, Thomas R. Wilkey/EAC/GOV@EAC
Subject Re: Voter Fraud Contract 

Gavin-

A few answers to your questions:

They have not received contracts but did receive a Statement of Work about a month ago.

That Statement of Work does not reference use of Westlaw or a law clerk. I have no recollection of offering such services. I have, however, had many conversations with Tova and Job. At some point I may have said that because the EAC has Westlaw and legal interns, there may or may not be a way from Job and Tova to avail them of these services.

The Statements of Work developed (see draft attached) were used in place of an RFP. Tova and Job are to serve as consultants on a project that may or may not result in their developing an RFP on voting fraud and intimidation for the EAC.



Job Serebrov sow.doc Tova Wang sow.doc

004825

K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

Gavin S. Gilmour/EAC/GOV

Gavin S. Gilmour/EAC/GOV

10/06/2005 11:50 AM

To Karen Lynn-Dyson/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC, Juliet E.
Thompson/EAC/GOV@EAC, Thomas R.
Wilkey/EAC/GOV@EAC
cc Carol A. Paquette/EAC/GOV@EAC
Subject Voter Fraud Contract

Karen/Tom,

Peggy held a meeting with voting fraud/intimidation contractors. In this meeting they noted that despite the fact that the contract requires them to perform legal research, they do not have the means to do so (no access to Westlaw, etc..). They noted that in discussions with the two of you, they were told that the EAC would provide them access to West Law and, possibly, a law clerk with office space. None of this is noted in the contract. They claim to have never seen the contract? Do we have their response to our RFP? We will all need to meet to clarify this.

GG

Gavin S. Gilmour
Associate General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

—— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM ——

Carol A. Paquette/EAC/GOV

10/06/2005 01:07 PM

To klynndyson@eac.gov@EAC
cc Gavin S. Gilmour/EAC/GOV@EAC, Juliet E.
Thompson/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC, Thomas R. Wilkey/EAC/GOV@EAC
Subject Re: Voter Fraud Contract

The SOWs that Karen provides below were revised for these contracts. I have attached one of these for your information, since they are identical.

004826



Wang consulting contract.doc

Carol A. Paquette
U.S. Election Assistance Commission
(202)566-3125 cpaquette@eac.gov
Karen Lynn-Dyson/EAC/GOV

Karen
Lynn-Dyson/EAC/GOV
10/06/2005 12:28 PM

To Gavin S. Gilmour/EAC/GOV@EAC
Carol A. Paquette/EAC/GOV@EAC, Juliet E.
cc Thompson/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC, Thomas R. Wilkey/EAC/GOV@EAC
Subject Re: Voter Fraud Contract

Gavin-

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Job Serebrov sow.doc Tova Wang sow.doc

K

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

Gavin S. Gilmour/EAC/GOV

Gavin S. Gilmour/EAC/GOV
10/06/2005 11:50 AM

To Karen Lynn-Dyson/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC, Juliet E.
Thompson/EAC/GOV@EAC, Thomas R.
Wilkey/EAC/GOV@EAC
cc Carol A. Paquette/EAC/GOV@EAC

004827

Subject Voter Fraud Contract

Karen/Tom,

Peggy held a meeting with voting fraud/intimidation contractors. In this meeting they noted that despite the fact that the contract requires them to perform legal research, they do not have the means to do so (no access to Westlaw, etc.). They noted that in discussions with the two of you, they were told that the EAC would provide them access to West Law and, possibly, a law clerk with office space. None of this is noted in the contract. They claim to have never seen the contract? Do we have their response to our RFP? We will all need to meet to clarify this.

GG

Gavin S. Gilmour
Associate General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

—— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM ——

Juliet E.
Thompson/EAC/GOV
11/16/2005 03:58 PM

To Margaret Sims/EAC/GOV@EAC
cc

Subject Letter with Tova and Job contracts

to the best of my knowledge the letters that went with the Tova and Job letters were the following:



Wang contract cover letter.doc Serebrov contract cover letter.doc

Juliet E. Thompson
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

—— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM ——



"Craig.Donsanto@usdoj.gov"
<Craig.Donsanto@usdoj.gov>
v>
11/16/2005 07:28 PM

To "Noel.Hillman@usdoj.gov" <Noel.Hillman@usdoj.gov>,
"psims@eac.gov" <psims@eac.gov>
cc

Subject Re: Requesting Your Help-Preliminary Research on Voting
Fraud and Voter Intimidation

004828

Peg --

Please have your Chair send ME a letter spelling out what your Commission's mandate, how I can help it, and asking me to do so. I will take it from there.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----

From: psims@eac.gov <psims@eac.gov>

To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>

Sent: Wed Nov 16 17:34:08 2005

Subject: Requesting Your Help-Preliminary Research on Voting Fraud and Voter Intimidation

Hi, Craig:

As I mentioned in my telephone call earlier today, I have been assigned to manage the U.S. Election Assistance Commission's (EAC) preliminary research project on voting fraud and voter intimidation. I know these are subjects with which you are intimately familiar and recognize that the project needs the information and insights that you can provide, so I am asking for your help.

As you know, section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are:

- * nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and

- * identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority. Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

- * develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;

- * perform background research (including Federal and State administrative and case law review), identify current activities of key government agencies, civic and advocacy organizations regarding these topics, and deliver a summary of this research and all source documentation;

- * establish a project working group, in consultation with EAC, composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation;

- * provide the description of what constitutes voting fraud and

004829

voter intimidation and the results of the background research to the working group;

* convene the working group to discuss potential avenues for future EAC research on this topic;

* produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future research, if any;

* draft the project scope and Statement of Work for future research on these topics, if EAC decides to pursue one or more recommendations for future research.

At minimum, I hope that you can serve as an information resource for the team of two EAC consultants hired to conduct the research and me. I also would like to explore the feasibility of your participation in meetings of the project working group.

If EAC needs to submit a more formal request for your help, please advise me how to do so. Also, it would help me to know if there are any restrictions on your participation, other than anticipated restrictions on the time you have available.

Let me know if you have any questions about this request or the research project. I look forward to hearing from you and hope you are doing well.

Regards,

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Job Serebrov"

11/15/2005 10:37 AM

To psims@eac.gov

cc

Subject Question

Peggy:

We need to have a conference call this week if possible. I will have the one liner bios to you today. Also, when do you think the Commission will make its choices?

004830

Job

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Job Serebrov"

10/25/2005 04:04 PM

To psims@eac.gov

cc

Subject Work Activity List for October under Contract #05-66

The following activities were performed in the month of October:

Sent draft work plan

Developed and sent list of potential working group members with short bios.

Drafted definition of fraud/intimidation

Developed partial list of people to interview (full list must wait for vetting of the working group list)

Developed preliminary working list of existing research

Discussed the use of a law clerk with the EAC who would perform given word searches on Westlaw regarding vote fraud and voter intimidation (waiting on EAC legal department for response).

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM -----



"Tova Wang"

<wang@tcf.org>

11/15/2005 01:33 PM

To psims@eac.gov, jthompson@eac.gov

cc

Subject contract

Just one question on the receipt of contract -- it says that the first invoice was for September, but it actually was for October when we really got started, right? Should this be adjusted to say October 1 to October 31?

Thanks.

Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

004331

Sent: Thursday, November 10, 2005 3:28 PM
To: [REDACTED] wang@tcf.org
Subject: Letters Were Signed

Job and Tova:

The Chair signed your letters this afternoon. Diana Scott has them and plans to fax everything to you. Have a good weekend!

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

—— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM ——

Karen
Lynn-Dyson/EAC/GOV
10/31/2005 10:43 AM

To Juliet E. Thompson/EAC/GOV@EAC
cc Carol A. Paquette/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC, Diana Scott/EAC/GOV@EAC
Subject Fw: Statement of Work to be circulated to the voting
fraud/voter intimidation consultant candidates

Julie-

As you might imagine, there are many e-mails that were sent to Job and Tova regarding their work. This attached e-mail started the most definitive train of thought or work on this.

While there was not one definitive call or e-mail that said that the contract is ready, signed and sealed, there are many e-mails that imply that. I will send several of those on to you.

Carol-

Can you check your file for the final "contract/SOW" language that was used. I remember that in the beginning of September, Carol made some revisions to this piece and I believe, sent it on to Diana or to Gaylin.

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
tel:202-566-3123

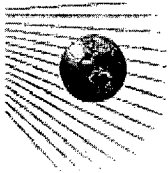
—— Forwarded by Karen Lynn-Dyson/EAC/GOV on 10/30/2005 09:37 AM ——



Nicole
Mortellito/CONTRACTOR/E

To Karen Lynn-Dyson/EAC/GOV@EAC

004832



AC/GOV

08/24/2005 05:27 PM

cc

Subject Fw: Statement of Work to be circulated to the voting fraud/voter intimidation consultant candidates

Regards,

Nicole K. Mortellito
Assistant to the Executive Director - Thomas R. Wilkey
U.S. Election Assistance Commission
1225 New York Avenue - Suite 1100
Washington, DC
202.566.3114 phone
202.566.3127 fax

— Forwarded by Nicole Mortellito/CONTRACTOR/EAC/GOV on 08/24/2005 05:26 PM —

Karen
Lynn-Dyson/EAC/GOV
08/17/2005 04:29 PM

To Nicole Mortellito/CONTRACTOR/EAC/GOV@EAC
cc Thomas R. Wilkey/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC, Diana Scott/EAC/GOV@EAC, Juliet
E. Thompson/EAC/GOV@EAC
Subject Statement of Work to be circulated to the voting fraud/voter
intimidation consultant candidates

Nicole-

Attached please find the Statement of Work which should be sent to each of the three candidates who are being considered for the consulting position:

Steve A.
Tova W.
Job S.

Please be certain they are sent separately and not collectively to all three and that it is sent by COB today.

Thanks so much for your help.

K



voterfraud project consultants.doc

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:11 PM —

004833

> (202) 566-3100

—— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ——



"Job Serebrov"

11/09/2005 04:27 PM

To wang@tcf.org, psims@eac.gov

cc

Subject Revised Work Plan



Revised Work Plan.doc Peggy:

Here is the revised work plan that Tova and I worked on today. Any word from the Chair on signing?

Job

—— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ——

Margaret Sims /EAC/GOV

11/09/2005 05:46 PM

To "Job Serebrov"

cc wang@tcf.org

Subject Re: Revised Work Plan 

Job:

I have been in meetings all afternoon, but I did find a moment to speak with the Chair's special assistant. She expected the Chair to sign off on the letters this afternoon. Unfortunately, this may have been done after our finance folks had gone home. For obvious reasons, the finance folks lock up before they go, so I cannot check their in-boxes tonight. I will check with them tomorrow AM.

I'll take a look at the revised workplan tomorrow.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

—— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ——

Juliet E.
Thompson/EAC/GOV
10/24/2005 10:17 AM

To Edgardo Cortes/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC

cc

Subject Invoice information

004834

Peggy & Edgardo,

I got an email and call from Job Serebrov this morning. I have meant to ask you two to get together on the invoice information. I know that we do not currently have a "standard", but I thought that the information that Edgardo gave out to Contractors was quite good. Perhaps Edgardo could just jot down his information in email format and send it to Tova and Job. I have Job's email if that would be helpful.

Juliet E. Thompson
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----

Edgardo Cortes /EAC/GOV

10/24/2005 10:20 AM

To Juliet E. Thompson/EAC/GOV@EAC

cc Margaret Sims/EAC/GOV@EAC

Subject Re: Invoice information 

I can certainly put the information together in an email to send out to them (I got all that info from Carol). I won't be able to get it done until later today though.

Edgardo Cortés
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave. NW, Ste. 1100
Washington, DC 20005
866-747-1471 toll free
202-566-3126 direct
202-566-3127 fax
ecortes@eac.gov

Juliet E. Thompson/EAC/GOV

**Juliet E.
Thompson/EAC/GOV**
10/24/2005 10:17 AM

To Edgardo Cortes/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC
cc

Subject Invoice information

Peggy & Edgardo,

I got an email and call from Job Serebrov this morning. I have meant to ask you two to get together on the invoice information. I know that we do not currently have a "standard", but I thought that the information that Edgardo gave out to Contractors was quite good. Perhaps Edgardo could just jot down his information in email format and send it to Tova and Job. I have Job's email if that would be helpful.

004835

Juliet E. Thompson
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----

Margaret Sims/EAC/GOV

11/30/2005 04:41 PM

To Tamar Nedzar/EAC/GOV, Devon E.
Romig/CONTRACTOR/EAC/GOV
cc

Subject Tova and Job Contact Information

Tamar and Devon:

The phone numbers and email addresses for Tova and Job follow. I would appreciate it if you would cc: me on any emails you send to them and summarize any phone calls with them. That way, I can be kept in the loop without serving as a roadblock or go-between. Thanks! --- Peggy

Tova Wang (New York)
Phone: 212-452-7704
Email: wang@tcf.org

Job Serebrov (Arkansas - one hour earlier time zone)
Phone: 501-374-2176
Email: serebrov@sbcglobal.net

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Job Serebrov"

11/30/2005 10:08 AM

To psims@eac.gov
cc

Subject Re: One Month Extension

I understand government procedures. I just checked my bank account and still no funds. I need you to look into what is going on.

--- psims@eac.gov wrote:

> I have already made a strong argument to that
> effect. Everyone here
> understands. We shouldn't have any trouble
> budgetwise. We just have to
> ensure we follow the correct legal procedures. ---
> Peggy
>
>
>

004836

>
>
> "Job Serebrov" [REDACTED]
> 11/29/2005 05:52 PM
>
> To
> psims@eac.gov
> cc
>
> Subject
> Re: One Month Extension
>
>
>
>
>
> Please remind everyone that without the extension
> the
> project will not be finished.
>
> Job
>
> --- psims@eac.gov wrote:
>
> > I have discussed this matter with Julie. She is
> > looking into legal
> > issues. I have also discussed the matter with
> > Karen, as we are preparing
> > our FY 06 department budget plans. (Any funds set
> > aside for an additional
> > month would have to come out of our FY 06 budget.)
>
> > I'll give you an
> > update when I have more information.
> >
> > Peggy Sims
> > Research Specialist
> > U.S. Election Assistance Commission
> > 1225 New York Ave, NW - Ste 1100
> > Washington, DC 20005
> > Phone: 866-747-1471 (toll free) or 202-566-3120
> > (direct)
> > Fax: 202-566-3127
> > email: psims@eac.gov
> >
> >
> >
> >
> > "Job Serebrov" [REDACTED]
> > 11/28/2005 12:42 PM
> >
> > To
> > psims@eac.gov
> > cc
> > wang@tcf.org
> > Subject
> > One Month Extension
> >
> >
> >

004837

> >
> >
> >
> > Peggy:
> >
> > I understand that you and Tova spoke this
> morning.
> > Have you been able to discuss the one month salary
> > extension with Julie any further? As you recall
> our
> > six month project now needs to be seven because
> the
> > start date was moved back to Sept 1 to cover work
> > done
> > during that month. We still need the project to go
> > through March which requires approval of an extra
> > month's salary.
> >
> > Job
> >
> >
> >
>
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----

Margaret Sims/EAC/GOV

11/30/2005 11:13 AM

To "Job Serebrov"

cc [REDACTED]

Subject Re: One Month Extension [REDACTED]

Job:

I have asked Diana to check with GSA on the status of your first payment (which will cover October work).

--- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----

Gavin S. Gilmour/EAC/GOV

11/30/2005 10:19 AM

To Margaret Sims/EAC/GOV@EAC

cc jthompson@eac.gov

Subject Re: Definition of Voting Fraud and Voter Intimidation [REDACTED]

Peggy,

Per our discussion, I have some initial concerns regarding the definitions that have been proposed.

1. Fraud is a legal term of art. Fraud is an intentional act or omission (i.e. actual fraud or constructive fraud) of misrepresentation or deceit. There is no such thing as defacto fraud or quasi fraud. Fraud must

004838

be intentional.... negligence alone is not fraud.

The general definition of voter fraud must be concise and universally applicable (this in the challenging part). After this definition is created and intellectually tested, one can then create examples and explanations. These would 1) apply the definition to the entire election process (from beginning to end) and (2) apply it to action by voters, 3rd parties and election officials. Through this process a determination may be made regarding whether three definitions are needed or just one.

2. The document has no definition of voter intimidation. What is voter intimidation and how does it differ from voter fraud? I assume this would also be an intentional act.

3. Definitions need to be concise and tight. Such definitions need to be able to be broken down into elements. Each of these elements must have clear, applicable and enforceable meaning. This can be a challenge. For example use of the term "any illegal act" is unclear, begs the question and suggests that fraud only occurs in the course of committing a related crime.

These are just my initial thoughts.

GG
Gavin S. Gilmour
Associate General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100
Margaret Sims/EAC/GOV

Margaret Sims /EAC/GOV

11/30/2005 09:28 AM

To jthompson@eac.gov, Gavin S. Gilmour/EAC/GOV@EAC
cc

Subject Definition of Voting Fraud and Voter Intimidation

Attached discusses the definitions that Job and Tova would like to use. I have already taken issue with the exclusion of all voter registration shenanigans and the inclusion of administrative mistakes. Would be pleased to have your feedback and, if possible, your assistance for 15 minutes of a teleconference today (3:30 PM to 3:45 PM). --- Peggy



combined defining Fraud 11-18-05.doc

--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ---

Margaret Sims /EAC/GOV

10/31/2005 04:07 PM

To Juliet Thompson
cc

Subject Re Teleconference with Job and Tova

004839

Julie:

Tova and Job have confirmed that they are available for a teleconference tomorrow afternoon at 2 PM. Job asked for more particulars and I mentioned the subject of billing for services. He said that both he and Tova had strenuously objected to the suggestion that they bill by the hour when the details of the contract were being discussed (I guess, with Karen) and that he might have to drop out if he has to do that. I suggested we save discussion of this issue for the teleconference.

We can call them from your office. I'll bring the phone numbers. --- Peggy
--- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM ---

Margaret Sims/EAC/GOV
10/19/2005 03:57 PM

To wang@tcf.org@GSAEXTERNAL
cc [REDACTED]
Subject Re: Travel to DC and Proposed Working Group Members

Tova:

Yes, everyone here recognizes that we will have to amend the timelines associated with all of the contracts involved in the hold up. I suggest that we wait to do this until after the contract is signed.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

wang@tcf.org



wang@tcf.org
10/19/2005 03:34 PM

To "Job Serebrov" [REDACTED]
cc psims@eac.gov
Subject Re: Travel to DC and Proposed Working Group Members

OK, but Peg, I think the timeline we originally proposed may have to be moved forward if we are not in a position to do the work we need to do yet. Will that be possible? Thanks.

----- Original Message -----

From: "Job Serebrov" [REDACTED]
To: <wang@tcf.org>
Cc: <psims@eac.gov>
Sent: Wednesday, October 19, 2005 2:16 PM
Subject: Re: Travel to DC and Proposed Working Group Members

> Tova:

004840

>
> I don't have travel booked yet and want to wait until
> everything is in order.
>
> Job
>
> --- wang@tcf.org wrote:
>
>> Would it be possible for Job and I just to use the
>> EAC office as a meeting place since we already have
>> the travel booked? He and I should meet. Thanks.
>> Tova
>> ----- Original Message -----
>> From: psims@eac.gov
>> To: wang@tcf.org ; serebrov@sbcglobal.net
>> Sent: Wednesday, October 19, 2005 11:11 AM
>> Subject: Travel to DC and Proposed Working Group
>> Members
>>
>>
>>
>> Dear Tova and Job:
>>
>> I have been advised by our Counsel that, since the
>> contracts have not yet been signed, we will have to
>> postpone our October 28th meeting. Tova, for future
>> reference, the per diem rates for DC (the Greater
>> Washington, DC area) can be accessed through that
>> web site I provided by clicking on the District of
>> Columbia link on the map.
>>
>> I also have to ask you to hold any further efforts
>> on the Working Group until further notice. We are
>> going to have to limit the number in the group to no
>> more than six. EAC has to pay for the travel for
>> these folks out of FY 2006 dollars. The agency
>> currently is operating under a continuing
>> resolution, and may not have its FY 2006 budget
>> until December 2005 , or later. When you submit the
>> names of possible Working Group members, I will need
>> a summary of their work in studying or enforcing
>> laws against voting fraud and voter intimidation.
>> (It is not sufficient to have expressed an interest
>> in these matters, we need experienced folks.) The
>> working group can include nonpartisan members, so
>> long as any partisan-leaning members are balanced
>> (i.e.; 1 R for 1 D).
>>
>> I am sorry for any inconvenience that this may
>> cause. I wish I had the power to change the
>> situation, but I don't.
>>
>> Peggy Sims
>> Research Specialist
>> U.S. Election Assistance Commission
>> 1225 New York Ave, NW - Ste 1100
>> Washington, DC 20005
>> Phone: 866-747-1471 (toll free) or 202-566-3120
>> (direct)
>> Fax: 202-566-3127
>> email: psims@eac.gov

004841

>
>

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Tova Wang"
<wang@tcf.org>

11/03/2005 05:11 PM

To psims@eac.gov

cc

Subject RE: Invoices and Payments

Do we need to mail you the original of the EFT form? Thanks. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Thursday, November 03, 2005 3:55 PM

To: serebrov@sbcglobal.net; wang@tcf.org

Subject: Invoices and Payments

Job and Tova;

The attorneys have advised me that each of you should amend your invoice to indicate the total hours worked (20) during the first month. You should submit a letter ASAP to Diana Scott with that clarification.

I have been told that it takes our agent, the General Services Administration (GSA), two to three weeks to process our requests for payment. I understand that using the electronic funds transfer (EFT) process will reduce the time for payment by up to five days, because it takes additional time for GSA to cut and mail a paper check.

Diana does not have a completed EFT form from either of you, which would permit the electronic transfer of the funds directly to your chosen bank account. I can find no evidence that Karen suggested you should submit the form, so I have attached a blank form below. Please complete it and return it with the invoice amendment to Diana. If you have any questions about how to fill out the EFT form, let me know. I'll do my best to help you out.

I understand that the contract matters are moving forward. I hope to have more news for you on Monday afternoon.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

004842

— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM —



"Job Serebrov"

10/03/2005 12:57 PM

To psims@eac.gov

cc

Subject Re: Meetings

Peggy:

I am getting an answer from Tova. I need Diana Scott's e-mail. Can you find out when we will receive our checks if we submit an invoice on 10/25. I am a little concerned that if we submit that late we will not be paid for the next three weeks. Would it not make more sense to submit early in the month for payment to arrive by the end of the month?

Job

--- psims@eac.gov wrote:

> I am available for a 3-way teleconference after Noon
> on Wednesday this
> week. My schedule on Thursday and Friday is
> flexible, as well. When
> would be best for you two? I can call the telephone
> numbers you prefer
> and set up the conference call from my desk.
>
> Both the 24th or the 28th are fine with me for the
> face-to-face meeting.
> Which do you prefer? If you have no preference, I
> suggest we pick the
> earlier of the two.
>
> Regarding your contracts, I understand that the
> contract will carry the
> date of 9/25/05. All contracts have to be signed by
> the Chair, who has
> been out of the office on Commission business. I
> have been told that she
> will sign off on your contracts, among others,
> today. Our financial
> officer will send it to you after that. I'll try to
> obtain copies and fax
> the appropriate one to you as soon as they have been
> signed.
>
> Regarding your pay, the contract will state that you
> should submit a
> monthly invoice to EAC for payment of your fee for

004343

> that month. The
> contract is for 6 months, so our Finance Officer,
> Diana Scott, wants you
> to submit an invoice to her each month for 1/6th of
> the total payment,
> beginning 10/25/05.

> I look forward to talking again with the two of you.

>
> Peggy Sims
> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov

>
>
>
>
> "Job Serebrov" [REDACTED]
> 10/03/2005 10:08 AM

>
> To
> psims@eac.gov
> cc

>
> Subject
> Mettings

>
>
>
>
>
>
> Peggy:

>
> Just spoke with Tova. We would like to have a three
> way telephone conference with you this week if
> possible. The best dates for our face to face are
> Oct
> 24th or 28th. Please let me know what works for you.

>
> Talk with you when you get answers to my questions.

> Regards,

> Job
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----

Juliet E.
Thompson/EAC/GOV
10/19/2005 09:59 AM

To Margaret Sims/EAC/GOV@EAC
cc

004844

Subject Tova/Job meeting that is coming up

We are going to need to put this off until we can get these contract reviews completed. If you need some language on this, let me know.

Juliet E. Thompson
General Counsel
United States Election Assistance Commission
1225 New York Ave., NW, Ste 1100
Washington, DC 20005
(202) 566-3100

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----

Margaret Sims/EAC/GOV

11/04/2005 12:41 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL

cc

Subject RE: Tuesday

Tova:

Look forward to seeing you between 2 and 3 PM next Tuesday. If you need to make it later, that's OK. ---
Peggy

"Tova Wang" <wang@tcf.org>



"Tova Wang"
<wang@tcf.org>

11/03/2005 05:28 PM

To psims@eac.gov

cc

Subject RE: Tuesday

That's great. I'll probably come by between 2 and 3 if that's ok. I look forward to seeing you, even if only briefly. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Thursday, November 03, 2005 5:23 PM

To: wang@tcf.org

Subject: Re: Tuesday

Tova:

I should be available during the mid to late afternoon, provided we are not besieged with election-related calls. Regardless, I can provide the file with the news clippings for your review.

--- Peggy

004845

"Tova Wang" <wang@tcf.org>

11/03/2005 02:00 PM

To psims@eac.gov
cc
Subject tuesday

Hi Peg,

I will be down in DC next Tuesday for a meeting. I wonder if it would be useful for me to come by -- I think you mentioned at one point you had a big collection of articles. It would be great to be able to take a look at them. I'm available mid to late afternoon. Let me know.

Any word on the contract situation?

Thanks.

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

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[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Job Serebrov"

11/21/2005 05:47 PM

To "Tova Wang" <wang@tcf.org>, psims@eac.gov
cc

Subject RE: In-Person Meeting

I probably could give two to three days in January.

--- Tova Wang <wang@tcf.org> wrote:

004846

> As I mentioned to Job earlier, I think we need to
> meet as soon as possible
> in order to develop and pare down our lists of who
> we want to interview,
> determine how we are going to go about doing the
> interviews (in-person,
> phone, email), schedule such meetings, decide what
> themes we agree to
> discuss with them; go over existing research and how
> we will work on
> summarizing existing findings; hammer out what is
> within the scope of our
> research; meet with the intern and law clerk;
> discuss how we are going to do
> the case law research; etc. Up to now, we both
> agreed, we have been
> operating in a bit of a void. We've been trying to
> do this meeting for
> months.
>
> Is it that you think we can combine this meeting
> with a meeting with Craig?
> I actually think they need to be separate since I
> think both will be very
> laborious and very different in nature.
>
> However, I will defer to whatever you, Peg, think
> best. I don't fee so
> strongly about it that I will be extremely upset if
> we wait until January.
>
> Thanks.
>
> Tova
>
> -----Original Message-----
> From: psims@eac.gov [mailto:psims@eac.gov]
> Sent: Monday, November 21, 2005 5:09 PM
> To: [REDACTED] wang@tcf.org
> Subject: Re: In-Person Meeting
>
>
>
> Job and Tova:
>
> If you both agree, a meeting in early January in
> lieu of a December meeting
> would be fine with me. As it would be good for you
> two to pick Craig
> Donsanto's brain when you are here, I'll find out
> when he is not available
> so that we can avoid that time.
>
> Peggy Sims
> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)

004847

> Fax: 202-566-3127
> email: psims@eac.gov
>
>
>
>
>
> "Job Serebrov" [REDACTED]
>
>
> 11/21/2005 04:02 PM
>
>
> To
> psims@eac.gov
>
> cc
>
> Subject
> Re: Word Search Terms
>
>
>
>
>
> What do you think about moving the meeting to
> January
> after all of the holidays?
>
> --- psims@eac.gov wrote:
>
> > Thanks for the update. I'll let Tamar know. ---
> > Peggy
> >
> >
> >
> > "Job Serebrov" [REDACTED]
> > 11/21/2005 12:07 PM
> >
> > To
> > psims@eac.gov
> > cc
> >
> > Subject
> > Word Search Terms
> >
> >
> >
> >
> > Peggy:
> >
> > I sent the words search terms to Tova yesterday to
> > review. Unfortunately, she will not be able to do
> > so
> > until late today or tomorrow. Consequently, I need
> > to
> > wait to send them to you.

004848

Intimidation

Hi, Craig:

As I mentioned in my telephone call earlier today, I have been assigned to manage the U.S. Election Assistance Commission's (EAC) preliminary research project on voting fraud and voter intimidation. I know these are subjects with which you are intimately familiar and recognize that the project needs the information and insights that you can provide, so I am asking for your help.

As you know, section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are:

- * nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and

- * identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority. Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

- * develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;

- * perform background research (including Federal and State administrative and case law review), identify current activities of key government agencies, civic and advocacy organizations regarding these topics, and deliver a summary of this research and all source documentation;

- * establish a project working group, in consultation with EAC, composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation;

- * provide the description of what constitutes voting fraud and voter intimidation and the results of the background research to the working group;

- * convene the working group to discuss potential avenues for future EAC research on this topic;

- * produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future research, if any;

- * draft the project scope and Statement of Work for future research on these topics, if EAC decides to pursue one or more recommendations for future research.

At minimum, I hope that you can serve as an information resource for the team

004850

of two EAC consultants hired to conduct the research and me. I also would like to explore the feasibility of your participation in meetings of the project working group.

If EAC needs to submit a more formal request for your help, please advise me how to do so. Also, it would help me to know if there are any restrictions on your participation, other than anticipated restrictions on the time you have available.

Let me know if you have any questions about this request or the research project. I look forward to hearing from you and hope you are doing well.

Regards,

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Tova Wang"
<wang@tcf.org>

10/05/2005 05:26 PM

To psims@eac.gov, [REDACTED]

cc ggilmour@eac.gov

Subject fraud/intimidation project



tw plan 1005.doc Attached please find the revised work plan and schedule. Let me know if you have any questions, comments or suggested changes. Tova

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Job Serebrov"
[REDACTED]

11/03/2005 12:03 PM

To psims@eac.gov, jthompson@eac.gov

cc

Subject Question

Peggy and Julie:

Were the contracts approved yet? Also, someone at the EAC was going to tell us how long it will take to process our Oct 25 invoices.

Job

004851

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



Tamar Nedzar/EAC/GOV

11/30/2005 10:33 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Teleconference

Last email and then I have to get back to paying attention in class. (!) As I remember, Devon was going to do the Nexis search. Is that still the case?

Thanks,
Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>
TNedzar@eac.gov

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC
From: Margaret Sims/EAC/GOV
Date: 11/29/2005 02:27PM
Subject: Re: Teleconference

Tamar:

I will try to set up the teleconference for tomorrow. I'll confirm the time, once I hear back from Tova and Job regarding the times you thought you would be available. Below is the search term attachment that you did not receive with the earlier email. Tova later noted that everywhere we have a term, such as African American and or Latino and we should also have the following:

Asian American (and if possible, Chinese, Korean, Vietnamese)
Native American
Indian
Indian Country

We may receive a revised search term listing before our teleconference, in which case I will forward it to you. Also attached is a separate list of search terms proposed for a Nexis search, which I received just today.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

004852

Tamar Nedzar/EAC/GOV

**Tamar
Nedzar/EAC/GO
V**
11/29/2005 10:52
AM

ToMargaret Sims/EAC/GOV@EAC

cc

SubjectRe: Teleconference

Hi Peggy,

I got the email, but not the attachment...

This week, I will be in the office on Friday, but can participate in a conference call during the following times:

Today: Any time after 4 PM
Wednesday: Between 12 and 1 and any time after 3:30 PM
Thursday: Any time after 4 PM
Friday: I'm in the office

Hope one of those times works!
Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>
TNedzar@eac.gov

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC
From: Margaret Sims/EAC/GOV
Date: 11/28/2005 11:49AM
Subject: Teleconference

Tamar:

The contractors for the Voting Fraud/Voter Intimidation research want to have another teleconference involving you this week. I have received an initial list of search terms (see attached), but have some questions about why some items are on the list (e.g.; overvotes, undervotes, paper & ballot).

I've forgotten when you usually come in. Even if you are not in the office, perhaps you might be available by phone. When might you NOT be available?

004853

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov



Word Search Terms DRAFT 11-22-05.doc nexis word search 1128.doc
— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM —



"Job Serebrov"

10/31/2005 03:26 PM

To jthompson@eac.gov

cc psims@eac.gov

Subject Addition

Julie/Peggy:

In addition to my question about completion of our contracts---I am wondering whether you had a chance to address the working group issue and the law clerk issue?

Also, Peggy have you been able to get a response from DOJ?

Regards,

Job

— Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM —



"Tova Wang"
<wang@tcf.org>

11/04/2005 03:44 PM

To psims@eac.gov

cc

Subject RE: Invoices and Payments

Hi Peg,

I'm sorry to bother you with this, but the EAC receptionist will not put me through to Diana and she has not responded to my email. Do you know if she got my EFT fax? Thanks. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Thursday, November 03, 2005 3:55 PM

To: [REDACTED]; wang@tcf.org

Subject: Invoices and Payments

004854

Job and Tova;

The attorneys have advised me that each of you should amend your invoice to indicate the total hours worked (20) during the first month. You should submit a letter ASAP to Diana Scott with that clarification.

I have been told that it takes our agent, the General Services Administration (GSA), two to three weeks to process our requests for payment. I understand that using the electronic funds transfer (EFT) process will reduce the time for payment by up to five days, because it takes additional time for GSA to cut and mail a paper check.

Diana does not have a completed EFT form from either of you, which would permit the electronic transfer of the funds directly to your chosen bank account. I can find no evidence that Karen suggested you should submit the form, so I have attached a blank form below. Please complete it and return it with the invoice amendment to Diana. If you have any questions about how to fill out the EFT form, let me know. I'll do my best to help you out.

I understand that the contract matters are moving forward. I hope to have more news for you on Monday afternoon.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Tova Wang"
<wang@tcf.org>

08/23/2005 05:58 PM

To klynndyson@eac.gov, twilkey@eac.gov

cc psims@eac.gov

Subject RE: Kick off activities for the EAC Voting fraud/voter intimidation project

Karen and Tom,

Thanks so much. I am looking forward to working with you and my co-consultants on what I think is an extremely important topic.

I am pretty much available any day that week except Monday the 12th, so whatever is most convenient for everyone else any other day is fine by me. Please let me know the contract specifics when possible so I

004855

Based on your feedback, I would like to schedule a teleconference among the three of us at 3:30 PM EST today --- to discuss any remaining issues regarding what we mean by voting fraud and voter intimidation, and what we want in the search terms. Then, I can bring Tamar and Devon in to join us at 3:45. Does that work for you two?

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov
----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Tova Wang"
<wang@tcf.org>

11/30/2005 09:25 AM

To psims@eac.gov, [REDACTED]

cc

Subject RE: Wednesday Teleconference

Sounds good. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Wednesday, November 30, 2005 8:41 AM
To: [REDACTED] wang@tcf.org
Subject: Wednesday Teleconference

Based on your feedback, I would like to schedule a teleconference among the three of us at 3:30 PM EST today --- to discuss any remaining issues regarding what we mean by voting fraud and voter intimidation, and what we want in the search terms. Then, I can bring Tamar and Devon in to join us at 3:45. Does that work for you two?

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
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Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:10 PM -----



"Job Serebrov"

10/31/2005 03:47 PM

To psims@eac.gov

cc

Subject Re: Teleconference Needed

004856

004856

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----



"Tova Wang"
<wang@tcf.org>

11/17/2005 02:39 PM

To psims@eac.gov [REDACTED]

cc

Subject RE: Teleconference

Fine by me. Thanks.Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Thursday, November 17, 2005 2:33 PM

To: wang@tcf.org; serebrov@sbcglobal.net

Subject: Teleconference

How about 2 PM EST tomorrow (Friday)? I'll call each of you and bring you into the conference.

--- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----



"Job Serebrov"

[REDACTED]
11/29/2005 06:04 PM

To psims@eac.gov, wang@tcf.org

cc

Subject RE: Teleconference With Legal Clerk and Intern

Peggy:

I think that you have hit the major problem in voter fraud---the federal/state system. We are essentially operating under state laws that control federal elections. Administrative mistakes can amount to voter fraud because the state system controls voting procedure. I must strongly disagree with you as to whether de facto or quasi fraud needs anything else. In my 15 years of election practice and administration it needed nothing else.

We can discuss the rest of your additions to our definition at our conference call.

004857

Job

--- psims@eac.gov wrote:

> The Law Clerk's name is Tamar Nedzar. She is very
> sharp. Our intern's
> name is Devon Romig.
>
> Tamar has the most recent lists of search terms and
> may have questions
> about them. Devon will need to know how you want
> the press clippings
> sorted by type of voting fraud. I think we need to
> give her a specific
> list. that, I hope, will not overlap. For example,
> do you want her to
> sort using the term Absentee Ballot
> Fraud when that can involve voter
> intimidation/coercion/undue influence,
> vote buying, ballot tampering, and ballot box
> stuffing (by voting in the
> name of another or under a fictitious name).
>
> We need to discuss this because I am concerned that
> we currently do not
> have a full written description of what does and
> does not constitute
> voting fraud and voter intimidation. The current
> written definition
> excludes voter registration shenanigans; yet, voter
> registration
> applications submitted with fictitious names or that
> falsely affirm
> eligibility to vote are considered election crimes
> that can have an impact
> on election results. Specifically, they are used in
> schemes to vote more
> than once or to have ineligible persons participate
> in voting. Also, an
> increasing number of States are including as an
> election crime the knowing
> and willful destruction of voter registration
> applications by voter
> registration drives and their failure to transmit
> such applications to the
> election office in a timely manner.
>
> If we define voting fraud as any illegal act that
> has a clear and direct
> distorting impact on the election results, then
> administrative mistakes
> that violate federal or State law could be included.
> For federal
> elections, administrative mistakes definitely are
> not considered voting
> fraud. The examples provided for "de facto" fraud
> and "quasi" fraud also
> are not likely to be considered part of voting fraud
> and voter
> intimidation without evidence that there also is
> ballot box stuffing, vote

004858

> buying, tampering with ballots or vote tallies,
> voter intimidation, etc.
> Although a number of things other than voting fraud
> and voter intimidation
> can (and do) distort election results, EAC is
> handling such issues under
> separate research efforts.
>
> For your information, I have attached a speech
> presented by Craig Donsanto
> (complete with typos) that addresses the issue of
> defining voting fraud.
> Perhaps it will be of interest to you.
>
> Peggy Sims
> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----



Tamar Nedzar/EAC/GOV

11/30/2005 10:18 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Re: Fw: Updated Word Search List

Home should work, but the number you have is my old number. The new one is (703) 979-1863.

I'll talk to you at 3:45!

Tamar Nedzar

Law Clerk

U.S. Election Assistance Commission

1225 New York Avenue, NW Suite 1100

Washington, DC 20005

(202) 566-2377

<http://www.eac.gov>

TNedzar@eac.gov

-----Margaret Sims/EAC/GOV wrote: -----

To: Tamar Nedzar/EAC/GOV@EAC

From: Margaret Sims/EAC/GOV

Date: 11/30/2005 08:50AM

Subject: Fw: Updated Word Search List

Tamar:

004859

Here is an updated word search list for the case law/administrative decisions search. I am still trying to confirm the time for the teleconference. As it stands right now, I will probably call you at 3:45 PM today. I should call your home phone (703-528-1863), right?

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
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Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/30/2005 08:47 AM -----

"Job Serebrov"

[REDACTED]

>
11/29/2005 07:07 PM

Towang@tcf.org, psims@eac.gov

cc

Subject: Updated Word Search List

Peggy & Tova:

Here is the updated case law word search list.

Job



Word Search Terms.doc

----- Forwarded by Margaret Sims/EAC/GOV on 05/07/2007 04:09 PM -----

Margaret Sims /EAC/GOV

10/24/2005 11:31 AM

To: Juliet E. Thompson/EAC/GOV

cc: Edgardo Cortes/EAC/GOV@EAC, Karen
Lynn-Dyson/EAC/GOV@EAC, Carol A.
Paquette/EAC/GOV@EAC

Subject: Re: Invoice information [icon]

Whatever happened to the training we were going to have on this and other aspects of recordkeeping for our contracts, or are we supposed to find this information as best we can? Also, what is the status of the contracts with Job and Tova. Can they submit an invoice without a signed contract? --- Peggy

Juliet E. Thompson/EAC/GOV

Juliet E.
Thompson/EAC/GOV
10/24/2005 10:17 AM

To: Edgardo Cortes/EAC/GOV@EAC, Margaret
Sims/EAC/GOV@EAC
cc

004860